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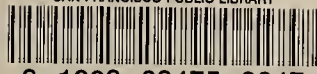
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DOCUMENTS

5 OCTOBER 1983EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 512, Hall of Justice, 850 Bryant Street on Wednesday, October 5, 1983 at 1630 hours in Executive Session.

PRESENT: Commissioners Daly, Nelder, Murphy,
Sanchez

ABSENT: Commissioner Toler

1. Personnel Matter
2. Attorney-Client Conference

Commissioner Sanchez presiding.

5 OCTOBER 1983REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, October 5, 1983 at 1730 hours in Regular Session.

PRESENT: Commissioners Daly, Nelder, Murphy,
Sanchez

ABSENT: Commissioner Toler

Commissioner Sanchez presiding

APPROVAL OF CONSENT CALENDERRECOMMENDATION OF THE CITY ATTORNEY FOR SETTLEMENT OF THE FOLLOWING CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCORESOLUTION NO. 1105-83MARK MARTIN MIER

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Mark Martin Mier in the sum of \$1,000.00 in Superior Court Action No. 762-139 entitled "Mark Martin Mier vs. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 28, 1979

AYES: Commissioners Daly, Nelder, Murphy
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 1106-83CALIFORNIA STATE AUTOMOBILE ASSOCIATION AND DARLENE MORGAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the California State Automobile Association and Darlene Morgan against the City and County of San Francisco in the sum of \$551.79 as the result of damages sustained be, and the same is hereby approved.

Date of Incident: June 20, 1983

AYES: Commissioners Daly, Nelder, Murphy,
Sanchez

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ABSENT: Commission Toler

RESOLUTION NO. 1107-83

TOM GEE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Tom Gee against the City and County of San Francisco in the sum of \$475.53 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 29, 1982

AYES: Commissioners Daly, Nelder, Murphy,
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 1108-83

RUDY ORTEGA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Rudy Ortega against the City and County of San Francisco in the sum of \$300.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 1, 1983

AYES: Commissioners Daly, Nelder, Murphy,
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 1109-83

AVIS RENT-A-CAR

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Avis Rent-A-Car against the City and County of San Francisco in the sum of \$291.39 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 22, 1983

AYES: Commissioners Daly, Nelder, Murphy,
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 1110-83

MICHAEL BIANCO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Michael Bianco against the City and County of San Francisco in the sum of \$154.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: June 10, 1983

AYES: Commissioners Daly, Nelder, Murphy,
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 1112-83

JOE D. HAYNIE, JR., AND WAYDE WOODS

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of the claim of Joe Haynie, Jr., and Wade Woods in the sum of \$10,000.00 in Superior Court Action No. 765-151, entitled "Joe D. Haynie, Jr., and Wade Woods vs. the City and County of San Francisco et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 22, 1979

AYES: Commissioners Daly, Nelder, Murphy,
Sanchez

ABSENT: Commissioners Toler

RESOLUTION NO. 1113-83

DAVID TEBOE AND HIS ATTORNEY, TERRENCE HALLINAN

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of the claim of David Teboe in the sum of \$20,000.00 in Superior Court Action No. 732-503 entitled "David Teboe and his Attorney, Terrence Hallinan vs. the City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: March 24, 1977

AYES: Commissioners Daly, Nelder, Murphy,
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 1114-83

AUTHORIZING ATTENDANCE OF COMMANDER RICHARD TRUEB, INTERNAL OPERATIONS BUREAU, AT THE SEMINAR ON CIVIL CONFLICT IN SACRAMENTO, CALIFONRIA, FROM OCTOBER 12, 1983 to OCTOBER 13, 1983

RESOLVED, that the recommendation of the Chief of Police that Commander Richard Trueb, Internal Operations Bureau, be, authorized to attend the Seminar on Civil Conflict, conducted by the Commission on Peace Officer Standards and Training, the California Peace Officers Association and the Peace Officers Research Association of California, in Sacramento, California, from October 12, to October 13, 1983, be, and the same is hereby approved; and be it further.

RESOLVED, that expenses incurred by the above named member of the Police Department in a sum not to exceed \$168.00 for subsistence and travel are reimbursable by P.O.S.T.

AYES: Commissioner Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 1111-83

ALLSTATE INSURANCE COMPANY & RICHARD T. BOWLES, ESQ.

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Allstate Insurance Company and Richard T. Bowles, Esq., in Municipal Court Action No. 812-266 entitled, "Reinheimer, et al., vs. Pagno, et al.," as the result of damages sustained, be and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 1103-83SETTING OF DATE FOR HEARING OF POLICE OFFICER JOHN H. MONROE,
MISSION STATION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer John H. Monroe, Mission Station, was called it having been set for this date; and

WHEREAS, it was requested by Ms. Janis Musante, temporary attorney for Officer John H. Monroe, requested that the hearing of the disciplinary charges filed against Officer Monroe, be set for November 16, 1983; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer John H. Monroe, Mission Station, is set for Wednesday, November 16, 1983, at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

STATUS REPORT IN THE MATTER OF POLICE OFFICER GLENN R.
SYLVESTER, MISSION STATIONRESOLUTION NO. 1440-83STATUS REPORT IN THE MATTER OF POLICE OFFICER GLENN R.
SYLVESTER, MISSION STATION

WHEREAS, on Wednesday, August 10, 1983, the Police Commission in Resolution No. 903-83 ordered that Police Officer Glenn R. Sylvester, Mission Station, had violated Specification No. 1, Section 11, Subsection A-1 of General Order B-1, of the San Francisco Police Department and because of said violation the Police Commission felt that he should be given thirty (30) days to lose a total of eight (8) pounds; and

WHEREAS, if Officer Sylvester failed to lose the eight pounds within the thirty-day period he shall be brought back before the Police Commission where a disciplinary penalty shall be imposed; and

WHEREAS, a Status Report in the matter of Police Officer Glenn R. Sylvester was called, it having been set for this date; and

WHEREAS, it was brought to the attention of the Police Commission that Officer Sylvester had complied with the order of the Police Commission as written in Resolution No. 903-83; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer Glenn R. Sylvester, Mission Station, is now in compliance with Section 11, Subsection A-1 of General Order B-1 and said charges filed against him for this violation, be, and the same are hereby dismissed.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

HEARING OF POLICE OFFICER MARK E. LAHERTY, CENTRAL STATION

Mrs. Janis Musante, Attorney for Police Officer Mark Laherty, asked the Commission to be allowed to speak on this subject at this time. She said she would like for the Officer's hearing, which is scheduled to be heard on October 19, 1983, to be continued to November 16, 1983, as she has already discussed it with Mr. Jerry Akins, Attorney

With the Department's Legal Office, and he indicated that it would be no problem with him. She said she was leaving for Germany on a civil case on October 15, 1983, and returning on October 19, 1983 in the late evening. She said she did not feel she would be able to get here on time, thus, the need for the continuance.

Commissioner Nelder said he would move for approval of this request, Commissioner Daly seconded and it was unanimously approved.

RESOLUTION NO. 1104-83

HEARING OF POLICE OFFICER MARK E. LAHERTY, CENTRAL STATION,
CONTINUED FROM MEETING OF SEPTEMBER 7, 1983

WHEREAS, the hearing of Police Officer Mark E. Laherty, Central Station, was set for Wednesday, October 19, 1983; and

WHEREAS, it has been requested by Mrs. Janice Musante, Attorney for Officer Laherty, that the date for the hearing of the disciplinary charges filed against Officer Laherty, be set for November 16, 1983; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Mark E. Laherty, Central Station, is set for Wednesday, November 16, 1983 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

POLICE COMMISSION REPORT

Commissioner Sanchez said the record will show that the Police Commission did meet in Executive Session under the Brown Act pertaining to Personnel and Attorney Client matters, No vote was taken.

CHIEF'S REPORT TO THE POLICE COMMISSION

Deputy Chief Eimil, Acting Chief of Police, said that Chief Murphy is out of town and will be back on Friday.

SETTING OF DATE FOR HEARING OF THE REQUEST OF OFFICER LESLIE F. ADAMS, PERSONNEL AND TRAINING DIVISION, FOR DISABILITY RETIREMENT

RESOLUTION NO. 1100-83

SETTING OF DATE FOR HEARING OF THE REQUEST OF OFFICER LESLIE ADAMS, PERSONNEL AND TRAINING DIVISION, FOR DISABILITY RETIREMENT

WHEREAS, the date to be set for the hearing of the request of Officer Leslie F. Adams, Personnel and Training, for disability retirement, was called it having been set for this date; and

WHEREAS, it was requested by Police Officer's Association Attorney Michael S. Hebel that the date for the hearing of said matter be set for Wednesday, November 9, 1983; therefore be it

RESOLVED, that the hearing in regard to the request for disability retirement of Officer Leslie F. Adams, Personnel and training, is set for Wednesday, November 9, 1983 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RECEIPT OF GENERAL ORDER P-10, "OUTSIDE SPECIALIZED TRAINING."
(COPIES SENT TO EMPLOYEE ORGANIZATIONS)

Deputy Chief James Shannon said that this matter should read receipt of this General Order and he has spoken to President Al Casciato of the San Francisco Police Officers' Association and he does not anticipate any trouble but he asked that it be put over for two weeks so he (Shannon) is requesting that it be put over for two weeks for Public Hearing.

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION GRANT A TAXICAB PERMIT TO MR. BUD S. FONG

Officer Lamont Suslow of the Permit Section said that Mr. Fong, who is present tonight, is the next applicant in line on the taxicab Public Convenience and Necessity list. He said a prior permit holder died and now there is one opening. He said Mr. Fong has filed the application and the recommendation from the Department is that he be granted a taxicab permit with the standard stipulations and those are that he get the appropriate insurance and get the vehicle inspected, ect.

Commissioner Nelder said he would move for approval. He said Mr. Fong is next in line and that is the way it is being worked out chronologically. Commissioner Murphy seconded. and

Commissioner Murphy then said that the other day she picked up a cab downtown that had no radio and was really sort of tacky. She said she would like to know as to what is happening as far as Commission regulations for cabs and their communications necessities?

Officer Suslow said under the current regulations that have been adopted by the Commission, only those individuals that have received taxi cab permits since the passage of Prop. "K" have to have the radio. After further discussion the vote was unanimous to grant Mr. Fong the Taxi Permit.

RESOLUTION NO. 1101-83

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION GRANT A TAXICAB PERMIT TO MR. BUD S. FONG - APPROVED

WHEREAS, the below-named person applied to the Police Commission for a declaration of Public Convenience and Necessity for the issuance of permits to operate a taxicab in the City and County of San Francisco; and

WHEREAS, this matter came on for hearing before the Police Commission of the City and County of San Francisco on October 5, 1983; and

WHEREAS, prior to the emergence of Proposition "K" there were approximately 711 taxicab permits in the City and County of San Francisco; and

WHEREAS, the Police Commission has set the number at 711 taxicab permits for the City and County of San Francisco and

WHEREAS, the Commission has been advised by the Permit Section that the number of taxicab permits has recently decreased to 710 and should be raised to the original level of 711; therefore be it

RESOLVED, that it is the decision of the Commission to issue one (1) taxicab permit to bring the number back up to 711 taxicab permits for the City and County of San Francisco; and be it further

RESOLVED, that said permit shall be granted under and shall be revokable under criteria and standards published by the Commission in conjunction with applicable sections of the San Francisco Municipal Code, and shall be and is hereby granted to the below-named applicant:

Mr. Bud S. Fong

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

PUBLIC HEARING RELATIVE TO PUBLIC CONVENIENCE AND NECESSITY
FOR THE ISSUANCE OF SIGHTSEEING BUS PERMITS. APPLICANTS
ARE AS FOLLOWS: (CONTINUED TO OCTOBER 19, 1983)

Roy L. Privett
Robert Clutton
Dennis P. Felso
Arnold S. Gridley
Thomas E. Eichler
Thomas J. Collins
Ariel A. Sharabi
Hugh C. Buttery

Dr. Sanchez said it is his understanding that at this point the Department does not have all of the information or recommendations for the Commission. He said the Commission knows that the Department has been doing a great deal of comprehensive review and the Commission has just received some more information this evening which was just delivered a few minutes ago and therefore will hold the matter over for two weeks. At that time the Commission will listen to the many suggestions by the people who have written and/or wish to address the Commission pertaining to Public Convenience and Necessity on Limousine and Sightseeing Permits.

Officer Farrell Suslow of the Permit Section said that before the Commission commenced today's meeting, there were individuals present who requested to obtain copies of the report prior to the hearing scheduled two weeks from now.

Commissioner Sanchez said that given the fact that the Commission has not received the complete report that it would be best for the Commission to receive it, review it, and thereafter put it on calendar and disseminate it at that meeting.

PUBLIC HEARING RELATIVE TO PUBLIC CONVENIENCE AND NECESSITY
FOR THE ISSUANCE OF LIMOUSINE PERMITS. APPLICANTS ARE AS
FOLLOWS: (CONTINUED TO OCTOBER 19, 1983)

James L. Reid
Milton W. Henke, Jr.
Charles E. Phillips
Charles W. Pearce
Masayoshi Anzai
Nasser Fraydouni
John E. Webb
Nino Filous

Commissioner Sanchez said this Item was a part of the earlier Item, Item 8, which will be continued the same as above.

HEARING OF POLICE OFFICER JEFFREY WILLIAMS, MISSION STATION

Inspector Chignell of the Police Officers' Association said that they are not representing Officer Williams. He said he called Lieutenant Willie Frazier on Monday and advised him that they would be requesting a continuance to some time that would be at the pleasure of the Commission. He said that Mr. Michael Gash is going to vehemently oppose suggestion, obviously, and that he appreciated the fact that Mr. Gash had two or three witnesses present to testify tonight.

However, he said, Officer Williams has had a difficult time securing counsel. He said he has been assisting him in that regard for the last couple of weeks. He said the reason for that is because Officer Williams hasn't got any funds. He said over the last few months, he (Chignell) has been trying to secure employment for him and was finally able to do that a couple of weeks ago. He said Officer Williams is employed now and he is working a number of hours each week. He said despite the Department's concerns this Officer has been suspended without pay since the incident and he did not feel the Department is being placed in jeopardy because of that matter and that he was asking that this matter be put over until they can secure counsel for him. He said he is now working very hard and that, he has contacted a number of attorneys and discussed the fee situation and he truly feels that it is going to be resolved very very soon. He said however, the Officer is not prepared to proceed tonight.

Mr. Michael Gash, representing the Department, said this case is over a year old. He said it was first set for hearing on October 13, 1982. He said at that time Mr. Williams appeared and said he did not have an attorney. He said at time the Commission told him to go out and get himself an attorney. He said on August the 17th, Mr. Williams was notified that this case would be set for this date which was over six weeks ago. He said in addition he would like to bring to the attention of the Commission that pursuant to this, Officer Williams is in a diversion program. He said if Mr. Williams wishes to have the matter continued, the Department would have no objection only if Officer Williams is willing to waive his right to assert that the Department cannot present its case because he, Officer Williams, has successfully completed the Diversion Program.

Inspector Chignell said in response to that, Commissioners that he would take umbrage to the fact that the statement was made that nothing has been done and this is a ploy. He said quite the contrary. He said he knows employment so he can pay for an attorney. They have set up meetings with an attorney and that there are no ploys here. He said they request a continuance and it is a very short continuance and he will have counsel at his next appearance. He said, secondly, the matter of him waiving any right that he has, he cannot do tonight. Inspector Chignell said that he is not representing Officer Williams, Officer Williams does not have counsel present, and he cannot adequately waive any of his rights.

Commissioner Nelder said that he felt Mr. Gash, had a very valid point, however, if the Officer is not prepared to proceed tonight, does not have counsel, then he would move that the Commission grant the continuance with the emphatic statement that it proceed on the date that is agreed upon at this time and hopefully it will be as soon as possible. Commissioner Daly seconded.

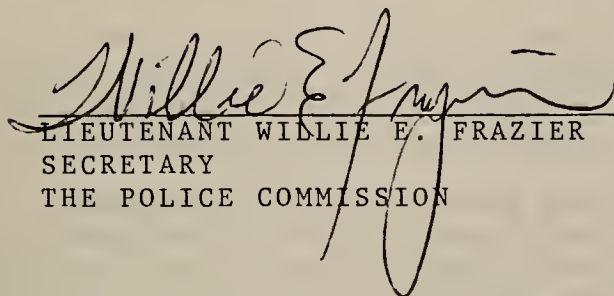
Mr. Gash, said there is some time limitations involved because Officer Williams Leave of Absence form has already expired and the Department now has less than 30 days to actually try this case.

Commissioner Nelder said he would therefore amend his motion by saying that the motion still stands with the provision that Mr. Williams submit a report requesting a Leave of Absence at this time and put it in writing. And also, that he is making it verbally to the Commission at this

time and the Commission is approving it as this time.

The matter was then continued for one week to allow Mr. Williams to contact Mr. Gash and inform him of who his attorney will be and work out a date for a hearing so that the Commission can proceed.

THE MEETING WAS THEN ADJOURNED



LIEUTENANT WILLIE E. FRAZIER
SECRETARY
THE POLICE COMMISSION

12 OCTOBER 1983

POLICE COMMISSION AWARDS PRESENTATION

Commissioners Sanchez, Toler, and Daly were absent. Because of a lack of a quorum, the Police Commission did not hold its regularly scheduled meeting but did make a presentation of Department Awards with Commissioners Jane McKaskle Murphy and Alfred J. Nelder, making the presentations.

Commissioner Murphy, in her address to the Award recipients and their families thanked them for coming and turned the microphone over to Commissioner Nelder who presided at the last Awards Committee Meeting.

Commissioner Nelder said he was glad to see that there is a relatively large turnout tonight because the officers who are being honored tonight are truly a selective group. He said the cases as they will be read out, hopefully you will pay close attention, because he said he felt they all would agree that these are outstanding efforts, outstanding police performances by the officers who have been selected to be honored this evening. He said he also wanted to pay tribute to the families and friends of these officers because none of us can do the job unless we have the support of those who are close to us and of course police work in general needs the support of its citizenry at large. And, he said, Commissioner Murphy and he decided that they would dispense with all of the other business and pay attention to the most important business because basically, Police Department's exist precisely because of what these officers have done and the work they have done makes this City a little bit better and safer for all of us in which to live. He said he could only see one person that he felt could be singled out and there are probable others but he said he did see a Captain back there, Captain Frank Harrington, who for years was responsible for selecting the personnel in the police department and always did an outstanding job. He then asked the Captain to raise his hand so that those present could show their appreciation. The Captain then received a well deserved round of applause.

Commissioner Murphy said he would like to add to those words: "The Commission has sort of a hard job, on occasion I expect you don't particularly care about that but our observation of the Department so frequently is on charges brought against our officers and we agonize over them. I said the last time we had a hearing I couldn't sleep all night and Commissioner Nelder said I can't either. So it is really very difficult. But this makes up for all of it because we have a very large group of very brave men and women and we are very proud of you and this makes it all alright." Thank you and now I guess we will have the ceremonies.

PRESENTATIONS WERE MADE TO THE FOLLOWING:

Officer Michael F. Stasko.....	GOLD
Sergeant Frank Harrington.....	BRONZE
Inspector Alex F. Fagan.....	BRONZE
Housing Police Officer John E. Bain.....	BRONZE
Officer Michael D. Becker.....	BRONZE

Inspector Robert L. Peterson.....MERITORIOUS
CONDUCT

THE PRESENTATION CEREMONIES WERE THEN ADJOURNED.

LIEUTENANT WILLIE E. FRAZIER, SECRETARY
THE POLICE COMMISSION

19 OCTOBER 1983EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 512, Hall of Justice, 850 Bryant Street, on Wednesday, October 19, 1983 at 1700 hours in Executive Session.

PRESENT: Commissioners Toler, Nelder, Murphy, Daly,
Sanchez

19 OCTOBER 1983REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, October 19, 1983 at 1730 hours in Regular Session.

PRESENT: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

APPROVAL OF CONSENT CALENDARRECOMMENDATION OF THE CITY ATTORNEY FOR SETTLEMENT OF THE FOLLOWING CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCORESOLUTION NO. 1120-83DAVID J. STAFFIERI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Department of Fair Employment and Housing vs. the City and County of San Francisco, Case No. FEP 82-83, A9-0032P; David J. Staffieri by authorizing his appointment in the class which commenced on September 12, 1983, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1121-83RICHARD HAUSMAN

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of Richard Hausman in Superior Court Action No. 764-201 entitled "Richard Hausman vs. the City and County of San Francisco, et al" in the sum of \$3,192.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 21, 1979

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1122-83ROBERT REINHEIMER

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Robert Reinheimer against the City and County of San Francisco in the sum of \$225.00 in Municipal Court Action No. 812-266 entitled "Robert Reinheimer, et al vs. Dave Pagano, et al" as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: March 6, 1980

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1123-83JEAN LUST

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jean Lust against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 2, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1124-83

BRENDA ANDERSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Brenda Anderson against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 17, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1125-83

JODEE SACCO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jodee Sacco against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 25, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1126-83

THOMAS L. BLUM

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Thomas L. Blum against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 31, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1126/A-83

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing and Storage Co. against the City and County of San Francisco in the sum of \$50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 1, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1127-83

ROBERTO Y. HERNANDEZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Roberto Y. Hernandez against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: June 20, 1982

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1128-83

LAWRENCE WONG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lawrence Wong against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 3, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1129-83

DOROTHY RICHARDS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Dorothy Richards against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 9, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1130-83

YELLOW CAB CO-OP, INC.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Yellow Cab Co-op, Inc., against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 10, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1131-83

NELSON FLORES

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Nelson Flores against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 31, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1132-83

HING WAH CHAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Hing Wah Chan against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 7, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1133-83ERMA L. DUKES

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Erma L. Dukes against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 27/28, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1134-83PHILLIP GREEK

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Phillip Greek against the City and County of San Francisco in the sum of \$50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 16, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1135-83SANDRA M. TRAVIS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sandra M. Travis against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 27, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1136-83DOLORES CANDITO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Dolores Candito against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 2, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1137-83DONALD F. FLYNN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Donald F. Flynn against the City and County of San Francisco in the sum of \$43.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 14, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1138-83ROY L. ALBERT

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Roy L. Albert against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 10, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1139-83

WAYNE FULLER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Wayne Fuller against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 9, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1140-83

IGNACIO GARCIA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ignacio Garcia against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be and the same is hereby approved.

Date of Incident: September 19, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1141-83

TIMOTHY BARBOUR

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Timothy Barbour against the City and County of San Francisco in the sum of \$68.40 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 16, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1142-83

ALL VEHICLE PARTS, INC.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of All Vehicle Parts, Inc. against the City and County of San Francisco in the sum of \$77.22 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 2, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1143-83

ALL VEHICLE PARTS, INC.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of All Vehicle Parts, Inc. against the City and County of San Francisco in the sum of \$77.22 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 9, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1144-83

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of \$60.35 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 25, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1145-83

LUXOR CABS, INC.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Luxor Cabs, Inc. against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 2, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1146-83

STEPHEN W. HALL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Stephen W. Hall against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 6, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1147-83

GEORGINA RICE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Georgina Rice against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 1, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1148-83

MAGNHILD SANTORA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Magnhild Santora against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 28, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1149-83REGINA NISBY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Regina Nisby against the City and County of San Francisco in the sum of \$36.80 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 15, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1150-83DAVID M. WEITZMAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of David M. Weitzman against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1151-83ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co., against the City and County of San Francisco in the sum of \$60.35 as the result of damages sustained, be, and the same is hereby approved.

— Date of Incident: August 8, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1152-83TONY CHOW

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Tony Chow against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 29, 1982

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1153-83ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co., against the City and County of San Francisco in the sum of \$60.35 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 5, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1154-83PATRICIA McCOLM

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Patricia McColm against the City and County of San Francisco in the sum of \$50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: April 6, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1155-83

FLORINE D. SPENCER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Florine D. Spencer against the City and County of San Francisco in the sum of \$68.40 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 5, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1156-83

LEV KHALFIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lev Khalfin against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 29, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1157-83

MILAN KIRS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Milan Kirs against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 15, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1158-83

CARL A. WALKER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Carl A. Walker against the City and County of San Francisco in the sum of \$48.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 26, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1159-83

U.S. POSTAL SERVICE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the U.S. Postal Service against the City and County of San Francisco in the sum of \$1,855.10 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 7, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1160-83

RICKEY HALL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Rickey Hall against the City and County of San Francisco in the sum of \$1,175.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 18, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1161-83

CHARLES & DENISE NORDMAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Charles and Denise Nordman for settlement of the claim of Charles and Denise Nordman against the City and County of San Francisco in the sum of \$105.20 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 22, 1982

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1162-83

ANTONIO B. ORTEGA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Antonio B. Ortega against the City and County of San Francisco in the sum of \$553.71 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 4, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1163-83

PAMELA M. CHAMBERLIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Pamela M. Chamberlin against the City and County of San Francisco in the sum of \$271.67 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 2, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1164-83

ROBIN LYNN KAY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Robin Lynn Kay against the City and County of San Francisco in the sum of \$54.36 as the result of damages sustained be, and the same is hereby approved.

Date of Incident: July 2, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

TRAVELING EXPENSE VOUCHERS - APPROVEDRESOLUTION NO. 1165-83

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Sergeant James Hall and)		(Special Weapons and
Nine (9) Members of the)	\$1,485.00	Refresher Course/FBI
Tactical Division)		(Monterey, California
		(09/15/82 - 09/16/83

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1166-83

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved:

Sergeant Michael Seybold)	\$508.00	(CPOERT Seminar: "Law and
		Legislative Impact...
		Where is the Money Going?"
		(San Diego, California
		(09/21/83 - 09/23/83

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1167-83

AUTHORIZING ATTENDANCE OF CAPTAIN KENNETH FOSS, TRAFFIC BUREAU/ ENFORCEMENT AND INVESTIGATIONS DIVISION, AT THE CALIFORNIA PEACE OFFICERS ASSOCIATION ALL-COMMITTEE TRAINING CONFERENCE IN LONG BEACH, CALIFORNIA, FROM NOVEMBER 7, 1983 TO NOVEMBER 8, 1983

RESOLVED, that the recommendation of the Chief of Police that Captain Kenneth Foss, Traffic Bureau/Enforcement and Investigations Division, be authorized to attend the California Peace Officers' Association All-Committee Conference in Long Beach, California, from November 7, 1983 to November 8, 1983, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named member of the Police Department in a sum not to exceed \$321.00 for subsistence, registration fees and travel will be defrayed from the Department Training Fund.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1168-83

AUTHORIZING ATTENDANCE OF INSPECTORS J. PETER OTTEN AND CHRISTOPHER SULLIVAN, SEX CRIMES DETAIL, AT THE CALIFORNIA SEXUAL ASSULT INVESTIGATORS TRAINING CONFERENCE IN SAN DIEGO, CALIFORNIA, FROM OCTOBER 19, 1983 TO OCTOBER 21, 1983

RESOLVED, that the recommendation of the Chief of Police that Inspectors J. Peter Otten and Christopher Sullivan, Sex Crimes Detail, be authorized to attend the California Sexual Assault Investigators Training Conference, conducted by the California Sexual Assault Investigators Association in San Diego, California, from October 19, 1983 to October 21, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named member of the Police Department in a sum not to exceed \$334.00 each for subsistence, travel and registration fees will be defrayed from the Department Training Fund.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1169-83

AUTHORIZING ATTENDANCE OF SERGEANT ALEXANDER STEVENS, LEGAL DIVISION, AT THE SEMINAR "HOW TO WORK WITH PEOPLE" IN SAN FRANCISCO, CALIFORNIA ON OCTOBER 26, 1983

RESOLVED, that the recommendation of the Chief of Police that Sergeant Alexander Stevens, Legal Division, be authorized to attend a seminar "How to Work With People" conducted by the American Learning Network, Inc., in San Francisco, California on October 26, 1983, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named member of the Police Department in a sum not to exceed \$99.00 for tuition will be defrayed from the Department Training Fund.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1170-83

CITY AND COUNTY OF SAN FRANCISCO

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of the City and County of San Francisco in Superior Court Action No. 777-665 entitled "City and County of San Francisco vs. Diversified Technology, Inc., and Frank Shaw" in the sum of \$7,077.79, as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 25, 1979

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1171-83

JOSE C. CARDENAS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jose C. Cardenas against the City and County of San Francisco in the sum of \$3,500.00 in Superior Court Action No. 798-264 entitled "Jose C. Cardenas vs. City and County of San Francisco, John Brunner, Texas Instruments, et al" as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 21, 1982

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

APPROVAL OF THE MINUTES OF MEETING OF JUNE 22, 1982, THE COMMISSIONERS HAVING RECEIVED, AMENDED AND APPROVED COPIES OF SAME

Approved

RECEIPT OF GENERAL ORDER F-1 "FIREARMS USE POLICY" (COPIES SENT TO EMPLOYEE ORGANIZATIONS)

Public Hearing, November 9, 1982

SETTING OF DATE FOR HEARING OF THE REQUEST OF SERGEANT WALTER WATSON FOR A RECOMMENDATION FOR INDUSTRIAL DISABILITY RETIREMENT

Hearing, November 9, 1983

SETTING OF DATE FOR HEARING OF THE REQUEST OF OFFICER RAYMOND BINI FOR
A RECOMMENDATION FOR INDUSTRIAL DISABILITY RETIREMENT

Hearing, November 9, 1983.

REQUEST OF POLICE OFFICER CLINT LOCY, INGLESIDE STATION, FOR PERMISSION TO TAKE A LEAVE OF ABSENCE WITHOUT PAY FOR A PERIOD OF SIXTY (60) DAYS FROM SEPTEMBER 24, 1983 TO NOVEMBER 24, 1983 INCLUSIVE, PENDING HIS HEARING BEFORE THE POLICE COMMISSION

RESOLUTION NO. 1172-83

LEAVE OF ABSENCE WITHOUT PAY PENDING HEARING OF CHARGES - APPROVED

WHEREAS, Police Officer Clint Locy, Ingleside Station, was suspended without pay effective June 28, 1983 at 0930 hours, pending hearing of charges before the Police Commission; and

WHEREAS, Police Officer Clint Locy, Ingleside Station, has requested a Leave of Absence Without Pay pending hearing of the charges before the Police Commission; therefore be it

RESOLVED, that Police Officer Clint Locy, Ingleside Station, be placed on a Leave of Absence Without Pay at his request for a period of sixty (60) days commencing on September 24, 1983 until November 24, 1983, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1173-83

SETTING OF DATE FOR HEARING OF POLICE OFFICER CLINT LOCY, INGLESIDE STATION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Clint Locy, Ingleside Station, was called although it was not set for this date; and

WHEREAS, it was requested by Mr. Jerry Akins, Attorney for the San Francisco Police Department, that the date for the hearing before the Police Commission be set for November 23, 1983; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Clint Locy, Ingleside Station, is set for Wednesday, November 23, 1983 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

SETTING OF DATE FOR HEARING OF POLICE OFFICER JEFFREY WILLIAMS,
MISSION STATION (N)

Mr. John Prentice said that Officer Williams just came into the Law Offices of Bley and Bley and finalized their representation for him with regard to this matter. He said Mrs. Janis Musante will represent his interest before the Police Commission. He said he had with him Mrs. Musante's calendar for the month of November and he said listed is a hearing on the 16th of November, a hearing for Police Officer Mark Laherty and also trials scheduled from the 21st to the 26th. He said she is currently in Germany working on a very important case for the Office. He said, so, he had been asked by her to come before the Commission and ask for a hearing date of November 30th in this matter.

Commissioner Nelder said he would make a motion that Officer Williams request for leave be approved and that his hearing date be set for November 30th.

Mr. Michael Gash, the Department's Legal Attorney, said at the last Commission meeting it was said that the Hearing would be November 9th and Mrs. Musante was told that at that time. He said the Department still feels that it should proceed at that time and that there is no point in going to November 30th.

Commissioner Nelder said that Mr. Gash did refresh his memory and that she did say that November 9th would be agreeable to her and that was the premise upon which the Commission left it, so, he said, he would amend his motion to read November 9th and, of course, at that time she can make another motion if she likes.

RESOLUTION NO. 1175-83

SETTING OF DATE FOR HEARING OF OFFICER JEFFREY WILLIAMS, MISSION STATION (N)

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Jeffrey Williams, Mission Station, was called it having been set for this date; and

WHEREAS, it was requested by Mr. Michael Gash, Attorney for the San Francisco Police Department, that the date for the hearing before the Police Commission be set for November 9, 1983; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Jeffrey Williams, Mission Station, is set for Wednesday, November 9, 1983 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

REQUEST OF POLICE OFFICER JEFFREY WILLIAMS, MISSION STATION FOR PERMISSION TO TAKE A LEAVE OF ABSENCE WITHOUT PAY FOR A PERIOD OF FORTY (40) DAYS FROM OCTOBER 6, 1983 TO NOVEMBER 16, 1983 INCLUSIVE, PENDING HIS HEARING BEFORE THE POLICE COMMISSION (N)

RESOLUTION NO. 1174-83

LEAVE OF ABSENCE WITHOUT PAY PENDING HEARING OF CHARGES - APPROVED

WHEREAS, Police Officer Jeffrey Williams, Mission Station, was suspended without pay effective September 10, 1982 at 2000 hours, pending hearing of charges before the Police Commission and

WHEREAS, Police Officer Jeffrey Williams, Mission Station, has requested a Leave of Absence Without Pay pending hearing of the charges before the Police Commission; therefore be it

RESOLVED, that Police Officer Jeffrey Williams, Mission Station, be placed on a Leave of Absence Without Pay at his request for a period of forty (40) days commencing October 6, 1983 until November 16, 1983, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

STATUS REPORT IN REGARD TO THE DISCIPLINARY CHARGES FILED AGAINST POLICE OFFICER JEFFREY WILLIAMS, MISSION STATION (B)

RESOLUTION NO. 1176-83

WHEREAS, the Status Report in the matter of Police Officer Jeffrey Williams, Mission Station, was called it having been set for this date; and

WHEREAS, Mr. Michael Gash, Attorney for the San Francisco Police Department, requested that the date for the setting of the hearing of Officer Williams be set for October 26, 1983; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Jeffrey Williams, Mission Station, is set for Wednesday, October 26, 1983 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

STATUS REPORT IN REGARD TO THE DISCIPLINARY CHARGES FILED AGAINST
POLICE OFFICER MARK SOLOMON, RECORDS ROOM (B)

RESOLUTION NO. 1177-83

WHEREAS, the Status Report in the matter of Police Officer Mark Solomon, Records Room, was called it having been set for this date; and

WHEREAS, Mr. Jerry Akins, Attorney for the San Francisco Police Department, requested that the date for the setting of the hearing of Police Officer Mark Solomon, Records Room, be set for October 26, 1983; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Mark Solomon, Records Room, is set for Wednesday, October 26, 1983 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

HEARING OF POLICE OFFICER MARK LAHERTY, CENTRAL STATION

RESOLUTION NO. 1178-83

HEARING OF POLICE OFFICER MARK E. LAHERTY, CENTRAL STATION -
CONTINUED TO NOVEMBER 16, 1983

WHEREAS, the hearing of Police Officer Mark E. Laherty, Central Station was called it having been set for this date; and

WHEREAS, it has been requested by Ms Janis Musante, Attorney for Officer Laherty, that the date for the hearing of the disciplinary charges filed against Officer Laherty be set for November 16, 1983; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Mark E. Laherty, Central Station, is set for Wednesday, November 16, 1983 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

HEARING OF POLICE OFFICER DOUGLAS HANSEN, POTRERO STATION

RESOLUTION NO. 1179-83

SETTING OF DATE FOR HEARING OF POLICE OFFICER DOUGLAS HANSEN, POTRERO
STATION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Douglas Hansen, Potrero Station, was called it having been set for this date; and

WHEREAS, it was requested by Mr. Michael Gash, Attorney for the San Francisco Police Department, that the date for the hearing before the Police Commission be set for November 30, 1983, therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Douglas Hansen, Potrero Station, is set for Wednesday, November 30, 1983 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

HEARING OF PATROL SPECIAL OFFICER RALPH C. LACEY, CENTRAL STATION

RESOLUTION NO. 1180-83

HEARING OF PATROL SPECIAL OFFICER RALPH LACEY, CENTRAL POLICE STATION

WHEREAS, the hearing of Patrol Special Officer Ralph C. Lacey, Central Station, was called it having been set for this date; and

WHEREAS, it has been requested by Mr. Mortimer McInerney, Attorney for Patrol Special Officer Ralph Lacey, Central Station, that the matter be continued to Wednesday, December 14, 1983; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Patrol Special Officer Ralph C. Lacey, Central Station, is continued to Wednesday, December 14, 1983, at 1730 hours in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE COMMISSION APPROVE THE APPLICATION OF MR. JOHN SIGMAN FOR A MOTORIZED CABLE CAR PERMIT

Officer Farrell Suslow, Permit Section, said that Mr. Sigman, on behalf of the Grayline Corporation, has applied for a Cable Car Permit, a temporary permit, to last only until the end of the Cable Car Renovation. He said the Department has reviewed his application and recommend that the Commission approve it.

Commissioner Murphy moved approval, Commissioner Nelder seconded and it was unanimously approved.

RESOLUTION NO. 1181-83

REQUEST OF MR. JOHN SIGMAN FOR A MOTORIZED CABLE CAR OWNER PERMIT

WHEREAS, Mr. John Sigman requested by letter a hearing before the Police Commission for a motorized cable car permit; and

WHEREAS, the Police Commission, after hearing a favorable report from the Police Department's Permit Bureau regarding Mr. John Sigman's having purchased the appropriate amount of insurance to cover a motorized cable car, approves Mr. Sigman's request; therefore be it

RESOLVED, that it is the order of the Police Commission that the request of Mr. John Sigman for a motorized cable car permit be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

POLICE COMMISSION REPORT

Commissioner Sanchez said the Police Commission met in Executive Session under the Brown Act pertaining to Attorney-Client matters and no vote was taken.

Commissioner Nelder: "Mr. President, before you go to the next item, looking at Deputy Chief Jim Shannon reminds me of the Psychological Testing Program that was not approved by the Civil Service Commission, and I was somewhat disappointed, because if

the paper's report is accurate and they only had a two hour hearing, then I think they should have given the weight of the Chief and his staff and this Commission a little bit more consideration because we have been talking and looking into the matter for maybe, if I said a year and a half I think maybe it would be an understatement, and I think that perhaps the questions that were offered by the Civil Service Commission were certainly answered by...was it Dr. Roberts that was here? And he certainly answered them, evidently to everyone's satisfaction here, and that's why the matter was sent out to them. And I think that it is disappointing, because, as pointed out during the hearing before this Commission that most of the counties and cities throughout the State of California do have Psychological Testing and they have less problems, in all honesty, then we do as it relates to the conduct and misconduct of the officers. And surely it seems to be that this Commission is steep in experience as it relates to personnel and Police Personnel and certainly the Chief and Deputy Chief and his staff have many many years of experience that say yes, there should be psychological testing and, of course, the bottom line is the treatment of the public that has to be concerned and Jim, I take it that you made a fine presentation out there, but obviously they didn't seek to, or see fit to, endorse what you had to offer and I was just wondering, am I missing something because I notice in the report that Commander Trueb submitted to us that he said in effect that the Office of Citizens Complaints is going to be inundated eventually with complaints the same as the Internal Affairs Bureau was and this would be one way of mitigating and minimizing and reducing those complaints."

Deputy Chief Shannon: "The Civil Service Commission hasn't said no, what they have done is put it over for 30 days, Commissioner. Hopefully, they haven't set the specific date, but, hopefully, when it is set and when we go before them again and they take it into consideration that they will approve it and then we will be able to move on it. So it is not a dead issue at this point."

Commissioner Sanchez: "Oh, it was tabled then for 30 days?"

Deputy Chief Shannon: "Well, it was put over for 30 days for more research."

Commissioner Nelder: "Well, the reason I am making these comments and I address this to you Chief Shannon, is do you think it will be necessary to have the President of this Board and the Chief of Police appear before that body?"

Chief Murphy: "I would be happy to appear."

Commissioner Nelder: "I think in reality some of the things developed here in the hearings before this Commission, before yourself, I think certainly should be pointed out."

Commissioner Murphy: "I think, I have had great feelings of concern about this. It's not because I am not for Psychological Testing, but I just think we do not have, or least it hasn't been proven to me that we have sufficient safety around a young person's test that it won't go out and therefore color the whole rest of their lives as far as recommendation for jobs and so on, that aren't as sensitive as a police officer's job."

Deputy Chief Shannon: "Commissioner, there was a ...

Commissioner Murphy: "I know and I think that is one of the problems that they are having in the Civil Service and I think they do what we do frequently, which is put something over to really consider it again and see if they can buy the proposition as its been made. And I think its to there.... they should be commended for doing that really because I think its very very serious what might happen to young people."

Deputy Chief Shannon: On that point, Commissioner, and that was brought up and we did make the commitment that after the matter was reviewed prior to hiring, the reports, all of the reports, psychological reports and tests would be turned over to the contractor, which in this case would be Dr. Roberts. They would not be in the hands of the Police Department and the only way someone could get them would then be through the legal process that they could do it any time. It would not be available for someone to review in the Police Department if they answered a question regarding why a person wasn't hired. It would merely state like we state now on a background rejection that they didn't meet our standards and no other information would be divulged."

Commissioner Nelder: "Well, I would like to complete my thoughts on that while they are fresh with me, but I remember Commissioner Murphy mentioning that which prompted me to ask Dr. Roberts about that question as it relates to the applicant and as opposed to a person that's approved and terminated later and which was worse for the psyche for the individual and he said clearly that the person who was approved and eventually terminated because here you have got a young person that is through his Academy training with all of his colleagues and then eventually is terminated for some cause and this impacts much more heavily on that individual as I remember Dr. Roberts answer. I think that, that plus the safeguards that Chief Shannon just alluded to would certainly supersede and lastly, the impact on how the public is treated by a person that maybe should be advised very early that he would be into another field. I would hope that somebody would tell my youngsters to go into another field, if they are not cut out for something that they are pursuing, and I think that these are the things that have to be pointed out and have to be considered and the ultimate decision as to whether or not there should be psychological testing."

Commissioner Toler: "I would just like to ask the Chief one question regarding a person who might be rejected by the Department. Is there a law that these records must be held for a certain period of time rather than destroying the records immediately upon rejection?"

Deputy Chief Shannon: "I don't know of any law one way or the other; I know they would be held until an appeal process is completed. After that date, I don't know whether they would have to be kept or not and I would have to, we don't have an attorney here right now, so I really don't know. There is probably a period of time in which they have to be maintained prior to the fact that they would be destroyed but they wouldn't be in the hands of the Police Department anyhow, and the psychologist has basically the same relationship as a physician in that they won't turn over information unless it is legally mandated through a court action."

Commissioner Sanchez: "The only comment I would like to add is that the Commission did review the matter and we did have the staff respond to questions. Although there was a great deal of discussion, it was forwarded with reservations. I was looking at some data yesterday and I think the National Institute of Criminal Justice in Maryland has some books out recently regarding the validity of psychological assessments used in the Police Departments. And, they take a look at the OPI and MMPI, etc., content validity and a lot of questions we had raised before. They are just publishing some findings, I think, that perhaps we could get a copy prior to that hearing, because I think it may very well give some people on the Civil Service Commission, along with our staff, additional insight about the validity and reliability of some of these predictions."

Deputy Chief Shannon: "If you give us the information . . .

Commissioner Sanchez: "Yes, I have it at San Francisco General. I will get it and call it in and the Lieutenant can forward.

Okay, thanks Deputy Chief Shannon. Further discussion under the Police Commission report if not the next item."

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy said he had only two items and one is on the ever dropping crime rate in San Francisco as of last Monday. He said the rate was down 8.1% so far this year compared to last year. And crime in every major category is down, even violent crime is down significantly, approximately 14 to 15% so far this year. He said this other item has to do with the Democratic Convention which will be held in San Francisco next July 1984. He said the Commission has probably read in the papers where the final contract has been signed and the Conventioneers have been assured that the San Francisco Police Department is more than capable of providing the type of security they would want for the Convention in spite of the recent newspaper articles talking about Dallas and their problems. He said as recently as last Tuesday, they had their first regional meeting of all of the law enforcement agencies in the Bay Area and as a result of that, there have been slightly over one hundred sub-committees formed and are out there actively planning.

PUBLIC HEARING RELATIVE TO PUBLIC CONVENIENCE AND NECESSITY FOR THE ISSUANCE OF LIMOUSINE PERMITS

Officer Suslow: Commissioners, I really don't have a presentation other than what we submitted to you, and I'm here to respond to any questions based on the report we sent you last week.

Chief Murphy: What was the recommendation:

Officer Suslow: Our overall recommendation...and we have to remember it's two separate hearings, two separate items. One is limousines. On the limousines, our findings are the applicants presented no evidence under the requirement of Proposition "K", the necessity for the issuance of additional limousine permits, and neither did our independent research uncover any evidence, and therefore, our recommendation is to deny pending limousine public convenience and necessity applications at this time.

Commissioner Sanchez: So that would be item 17 and the eight individuals who were requesting are so listed here and the Department is recommending a denial.

Commissioner Murphy: How many do we have now...how many limousine permits?

Officer Suslow: There are 53. 51 limousines operating under our permits in the City and there's an absolute minimum. There's a bare minimum of 150 operating around the Bay Area under State Public Utilities Commission permits and it very well could have been as high as 70. We did a survey and only got a 20% response to it.

Commissioner Toler: The ones you issued, they have to renew their permits each year?

Officer Suslow: They pay an annual renewal fee and they also must file a statement each year, and they also have to submit a certificate of insurance each year.

Commissioner Sanchez: Does the Commission have any - - -

Commissioner Murphy: I move that we not allow any more permits at this time.

Commissioner Daly: Second.

Commissioner Sanchez: Further discussion? If not, all in favor state aye, opposed, nay.

PUBLIC HEARING RELATIVE TO PUBLIC CONVENIENCE AND NECESSITY FOR THE
ISSUANCE OF LIMOUSINE PERMITS

RESOLUTION NO. 1194-83

WHEREAS, each of the below named persons applied to the Police Commission for a declaration by the Commission of Public Convenience and Necessity for the issuance of permits to operate a limousine in the City and County of San Francisco; and

WHEREAS, this matter came on for hearing before the Police Commission of the City and County of San Francisco on March 2, 1983 and continued to an including October 19, 1983; and

WHEREAS, the various persons testified in opposition to the granting of additional permits and evidence in support of their position, was presented to the Commission; and

WHEREAS, the law required that in order for a declaration of public convenience and necessity to be made, the applicants shall have the burden of proof to establish by clear and convincing evidence that public and necessity require the operation of the vehicle for which permit application is made; and

WHEREAS, existing permit holders are, under normal conditions, adequately serving the public; therefore be it

RESOLVED, that it is the decision of the Commission to deny additional limousine permits; and be it further

RESOLVED, that said permits shall be denied to the below named applicants:

James L. Reid
Milton W. Henke, Jr.
Charles E. Phillips
Charles W. Pearce
Masayoshi Anzai
Nasser Fraydouni
John E. Webb
Nino Filous

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

PUBLIC HEARING RELATIVE TO PUBLIC CONVENIENCE AND NECESSITY FOR THE
ISSUANCE OF SIGHTSEEING BUS PERMITS

Officer Suslow: On the sightseeing buses, there are three findings essentially that we found: the first being, the Public Utilities Commission as of March 10th of this year divested themselves of their operation of controlling sightseeing bus operations throughout the State and inter-County.

Commissioner Sanchez: Are you talking about the State Public Utilities Commission?

Officer Suslow: The State Public Utilities Commission and that action has left us with many questions. Attached here is an extensive report written by the other Officer Suslow months ago and we have sent that over to the City Attorney with the various lists of questions in there and points that were drawn up.

We're still not really sure of what control we have, of what status those that operated with licenses under the state requirements have in relationship to Proposition "K", when you put the two together and the time frame they have and in the sequence of events.

In order to do a true public and convenience necessity study, you're trying to find out should there be more or less. We really don't know what there is now because the legal status of it... we can go and count how many buses are there, but don't know the legal status...are they all supposed to be there or not, and until we can resolve those questions to tell us what we have got now, we have no way of knowing what should be added or subtracted.

So, we're recommending to continue this indefinitely.

Obviously under the policy adopted by this Commission, this will be heard again at the very minimum in six months, as with the limousines.

Commissioner Murphy: How many applications for sightseeing buses do we have?

Commissioner Sanchez: There's eight here.

Commissioner Murphy: Eight. I don't think we have any alternative. We have to find out what we have got before we can say we need more, it seems to me.

Commissioner Sanchez: Is it possible to have legal counsel also review it?

Chief Murphy: Is this the one in writing we have requested the City Attorney's opinion?

Officer Suslow: It's already gone through our legal counsel and forwarded to the City Attorney's office. So it's there already.

Commissioner Murphy: I move we suspend this until we get the report from the City Attorney.

Commissioner Nelder: I'll second but before you conclude there may be somebody in the audience to speak to these issues.

Commissioner Sanchez: Anybody who wishes to speak on the sightseeing bus permit at this point?

Commissioner Nelder: I second the motion then.

Commissioner Sanchez: There's a motion to second. Did you say to suspend or continue indefinitely or what?

Commissioner Murphy: Well, continue indefinitely until we get the report.

Commissioner Nelder: Until the next hearing.

Commissioner Sanchez: And in the meantime hopefully will get the data.

Commissioner Daly: Well, one comment. If until the next hearing means the next six months, I think we're making a mistake because with the Public Utilities Commission not dealing with this at all and with the convention coming, I think we have to know whether there should be local---

Commissioner Murphy: Excuse me. I really did make the motion that we suspend this until we get the report from the Permit Bureau as to how many and until we receive the City Attorney's report.

Commissioner Daly: Okay.

Commissioner Murphy: It may be six months or not. I don't know. Sometimes they move rapidly, sometimes not at all.

Commissioner Daly: Let me finish. I think it would be very important that we try to get a City Attorney's report as fast as possible because I believe its very possible Board of Supervisors might be passing legislation that would control the incredible influx right now that might occur of vans or sightseeing buses now that nothing's really regulated.

So, I think we might want to--

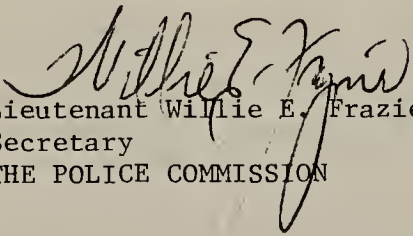
Officer Suslow: My guess is that the Board might have to wait for the same opinions, in light of Proposition "K", and the State opinions, they have to go hand in hand anyway.

Commissioner Sanchez: Okay. There's a motion and a second. Any further discussion? If not, all in favor say aye; opposed-- Okay.

Applicants are as follows:

Roy L. Privett
Robert Clutton
Dennis P. Felso
Arnold S. Gridley
Thomas E. Eichler
Thomas J. Collins
Ariel A. Sharabi
Hugh C. Buttery

The meeting was then adjourned at 6:30 p.m.


Lieutenant Willie E. Frazier
Secretary
THE POLICE COMMISSION

26 OCTOBER 1983

REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, October 26, 1983 at 1730 hours, in Regular Session.

PRESENT: Commissioners Daly, Toler, Nelder
ABSENT: Commissioner Sanchez

Commissioner Murphy presiding.

APPROVAL OF CONSENT CALENDARRECOMMENDATION OF THE TRAFFIC BUREAU ON THE INSTALLATION OF ZONING FOR THE REGULATION OF TRAFFIC ON THE PUBLIC STREETS

50 THIRD ST (MARKET ST) "HOTEL MERIDIEN" GRANT

At 50 Third Street, INSTALL 26' Red Zone from the north property line 26' south of driveway turnout clearance. INSTALL 75' White Zone from 51' to 126' south of the north property line.

60 ONONDAGA ST (ROSELLA ST) "SLAVONIC MUTUAL & GRANT
BENEVOLENT SOCIETY"

At 60 Onondaga Street, INSTALL 22' White Zone from 6' to 28' east of Rosella Street on Onodaga Street.

601 GREEN ST (COLUMBUS ST) "MISS E. MEZZETTA" GRANT

At 610 Green Street, INSTALL 21' Blue Zone from 9' to 30' west of Columbus Street on Green Street, remove Meter Green #601.

70 RANDALL ST (MISSION ST) "FAIRMOUNT SCHOOL" GRANT

At 70 Randall Street, INSTALL 166' White Zone from Dolores Street 166' west of Randall Street, sign to be installed NO STOPPING 7am to 4pm on school days.

523 BROADWAY ST (KEARNY ST) "LITTLE JOES/BABY JOES" GRANT

At 523 Broadway Street, INSTALL 34' Special Truck Loading Zone 45' west to 79' west of the west curb of Kearny street. INSTALL 32' White Zone 79' west to 101' west of the west curb of Kearny Street.

501 ALABAMA ST (MARIPOSA ST) "KREUGER BROTHERS GRANT
CONSTRUCTION CO."

At 501 Alabama Street, INSTALL 42' Yellow Zone from the north property line 42' south.

3200 20TH ST (HARRISON ST) "LAS AMERICAS CHILDREN'S
CENTER" GRANT

At 3200 20th Street, INSTALL 60' White Zone from 14' to 74' east of Treat on 20th Street.

2555 17TH AV (ULLOA ST) "ST. CECILIA CHURCH" GRANT

At 2565 17th Avenue, INSTALL 24' diagonal Blue Zone from 172' to 196' north of Vicente Street on 17th Avenue (2 Spaces).

7253 GEARY BLVE. (36TH AV) "CAFE-DELI" GRANT

At 7253 Geary Boulevard, INSTALL 21' Green Zone from 15' to 36' east of 37th Avenue on Geary Boulevard.

1075 COLUMBUS AV (FRANCISCO ST) "NATIONAL VIDEO GRANT
RENTAL"

At 601 Francisco Street, INSTALL 22' Green Zone
from 22' west of Columbus Avenue on Francisco Street.

1000 SUTTER ST (HYDE ST) "GRANADA HOTEL" GRANT

At 805 Hyde Street, INSTALL 24' Special Truck Load-
ing Zone from 57' to 81' north of Sutter Street on
Hyde Street, Meter #805 from 7 a.m. to 11 a.m.

2110 GREENWICH ST (MOULTON ST/WEBSTER ST) GRANT
"YERBA BUENA CHILDRENS CENTER"

At 123 Moulton Street (and Webster), REVOKE 30 Yellow
Zone from 10' to 40' west of Webster Street property
line. INSTALL 30' White Zone from 10' to 40' west of
Webster Street property line.

2110 GREENWICH ST (MOULTON ST/WEBSTER ST) GRANT
"YERBA BUENA CHILDRENS CENTER"

At 125 Moulton Street (and Webster), REVOKE 43' White
Zone from 65' to 108' west of Moulton Street.

2525 CALIFORNIA ST (STEINER ST) "PRODESTA BALDOCCHI REVOKE
FLORIST" GRANT

At 2525 California Street, REVOKE 27' Yellow Zone
from 28' to 55' west of east line of building. INSTALL
Special Truck Loading Zone from 14' to 70' east of the
west property line. INSTALL 23' Green Zone from 70' to
93' east of west property line.

1800 SACRAMENTO ST (VAN NESS AV) REVOKE

At 1800 Sacramento Street, REVOKE 27' Yellow Zone be-
tween the driveways of 1800 Sacramento Street.

1800 SACRAMENTO ST (VAN NESS AV) REVOKE

At 1800 Sacramento Street, REVOKE 42' Green Zone from
8' to 50' west of Van Ness Avenue.

2146 GREENWICH ST (WEBSTER ST) REVOKE

At 2146 Greenwich Street, REVOKE 40' White Zone from
60' to 100' east of the west building line.

2789 24TH ST (YORK ST) "YORK THEATER" GRANT

At 2789 24th Street, INSTALL 22' White Zone from 29'
to 51' east of York Street on 24th Street. Sign to
be installed on Meter #2789.
Special Passenger Loading Zone During Performance.

1920 41st Av (ORTEGA ST) "GERIATRIC SERVICES" GRANT

At 1920 41st Avenue, INSTALL 22' White Zone from the
south entrance line 22' North.

1994 LOMBARD ST (WEBSTER ST) "SILVER CLOUD GRANT
RESTAURANT"

At 3200 Webster Street, INSTALL 22' White Zone from
21' to 43' north of Lombard Street on Webster Street.

1142 VAN NESS AV (POST ST) "CONCORDIA CLUB" GRANT

At 1142 Van Ness Avenue, INSTALL 19' Blue Zone from 13' to 32' south of Post Street. REMOVE Meter #1128

636 SHRADER ST (HAIGHT ST) "O.L.A. ASSOCIATES" GRANT

At 636 Shrader Street, INSTALL 22' White Zone from 15' to 37' south of the north property line.

85 CARL ST (CLAYTON ST) "COOKIN" GRANT

At 85 Carl Street, INSTALL 22' Yellow Zone from the east property line 22' west.

1150 POLK ST (HEMLOCK ST) "SHAOLIN ON POLK" GRANT/REVOKE

At 1150 Polk Street, REMOVE 18' Yellow Zone from 10' to 28' north of Hemlock Street. INSTALL White Zone at Meter. INSTALL Meter and Special Passenger Zone 6 a.m. to 11 p.m.

1215 VAN NESS AV (POST ST) "HEALD COLLEGE" REVOKE

At 1215 Van Ness Avenue, REVOKE 45' White Zone from 44' to 89' north of Post Street.

2550 JUDAH ST (31st AV) "U.C. MEDICAL CENTER" REVOKE
(PRINT SHOP)

At 1396 31st Avenue, REVOKE 21' Yellow Zone north of the south property line.

4040 24th ST (NOE ST) "S.F.P.D." REVOKE

At 4040 24th Street, REVOKE 35' Yellow Zone from 15' west of, to 20' east of the west line of the building. INSTALL (1) One-Hour Parking Meter.

3200 GEARY BLVD (SPRUCE ST) "EXPRESS IMPORTED GRANT
AUTO PARTS"

At 3200 Geary Boulevard, INSTALL 20' Yellow Zone from 3' to 23' west of Spruce Street on Geary Boulevard. REMOVE Meter #3202.

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 328 feet of green, blue, yellow and white zones at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

RECOMMENDATION OF THE CITY ATTORNEY FOR SETTLEMENT OF THE
FOLLOWING CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCORESOLUTION NO. 1197-83DANIEL ANDRADE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Daniel Andrade against the City and County of San Francisco in the sum of \$500.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 14, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

RESOLUTION NO. 1198-83

ANITA ROBINSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Anita Robinson against the City and County of San Francisco in the sum of \$478.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 6, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioners Sanchez

RESOLUTION NO: 1195-83

AUTHORIZING ATTENDANCE OF POLICE INSPECTOR JOHN McKENNA, INTELLIGENCE/GANG TASK FORCE, IN ATTENDING THE 6th ANNUAL ASIAN ORGANIZED CRIME CONFERENCE IN BOSTON, MASSACHUSETTS FROM OCTOBER 26, 1983 TO OCTOBER 28, 1983

RESOLVED, that the recommendation of the Chief of Police that Inspector John McKenna, Intelligence/Gang Task Force, be authorized to attend the 6th Annual Asian Organized Crime Conference in Boston, Massachusetts from October 26, 1983 to October 28, 1983, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Inspector John McKenna, in a sum not to exceed \$768.00 for subsistence, travel and registration, will be defrayed from the Department Training Fund.

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

RESOLUTION NO. 1184-83

AUTHORIZING ATTENDANCE OF SERGEANT MICHAEL HEBEL, POLICE ACADEMY AT THE P.O.S.T. INSTRUCTIONAL COMMITTEE MEETING IN SANTA ANA, CALIFORNIA, ON OCTOBER 25, 1983

RESOLVED, that the recommendation of the Chief of Police that Sergeant Michael Hebel be authorized to attend the P.O.S.T. Instructional Committee Meeting in Santa Ana, California on October 25, 1983, be, and the same is hereby approved, and be it further

RESOLVED, that expenses for subsistence and travel will be reimbursed directly to Sergeant Michael Hebel by P.O.S.T., at no cost to this Department.

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

RESOLUTION NO. 1188-83

AUTHORIZING ATTENDANCE OF SERGEANT BARRY JOHNSON, ROBBERY DETAIL, AT THE TERRORISM - THE POLICE RESPONSE TRAINING COURSE, IN MILLBRAE, CALIFORNIA FROM NOVEMBER 30, 1983 to DECEMBER 2, 1983

RESOLVED, that the recommendation of the Chief of Police that Sergeant Barry Johnson, Robbery Detail, be authorized to attend a Terrorism - The Police Response Training Course in Millbrae, California, from November 30, 1983 to December 2, 1983, be, and the same is hereby approved; and be it further

RESOLVED, that the expenses incurred by the above-named member of the Police Department in a sum not to exceed \$100.00 for tuition will be defrayed from the Department Training Fund.

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

TRAVELING EXPENSE VOUCHER-APPROVED

RESOLUTION NO. 1189-83

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved:

Sergeant Richard Holder, plus (Special Weapons and
10 members of Tactical Division)\$1,633.50 Tactics Refresher Course
Total Amount Used.....\$1,485.00(Monterey California
Refund to Controller.....\$ 148.50(09/29/83 - 09/30/83

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

RESOLUTION NO. 1190-83

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Sergeant Rene LaPrevotte \$226.00 (Clandestine Drug Laboratory
Conference
(Sacramento, California
(10/04/83

RESOLUTION NO. 1182-83

RECOMMENDATION OF THE CHIEF OF POLICE THAT FIFTY (50) SELECTED MEMBERS OF THE FIELD OPERATIONS BUREAU, PATROL DIVISION, PLUS DEPARTMENT INSTRUCTORS, BE AUTHORIZED TO ATTEND A FIELD TRAINING OFFICER SEMINAR COURSE IN SANTA CRUZ, CALIFORNIA DURING THE MONTH OF NOVEMBER, 1983

RESOLVED, that the recommendation of the Chief of Police that fifty (50) selected members of the Field Operations Bureau, Patrol Division, plus Department Instructors, be authorized to attend a Field Training Officer Refresher Course in Santa Cruz, California during the month of November, 1983 is hereby approved; and be it further

RESOLVED, that expenses incurred by attending this seminar in a sum not to exceed \$10,000 will be defrayed by the San Francisco Police Department Training Fund.

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

RESOLUTION NO. 1183-83

RECOMMENDATION OF THE CHIEF OF POLICE THAT SERGEANT SANTOS, VICE CRIMES/NARCOTICS, BE AUTHORIZED TO ATTEND THE NARCOTIC

INVESTIGATION COURSE IN SACRAMENTO, CALIFORNIA FROM NOVEMBER 6, 1983 TO NOVEMBER 18, 1983

RESOLVED, that the recommendation of the Chief of Police that Sergeant Joaquin Santos, Vice Crimes/Narcotics, be authorized to attend the Narcotic Investigation Course in Sacramento, California from November 6, 1983 to November 18, 1983, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named member of the Police Department in a sum not to exceed \$684.00 for subsistence and travel are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

RESOLUTION NO. 1185-83

AUTHORIZING ATTENDANCE OF INSPECTORS THOMAS TYRREL AND ROBERT DONSBACH, JUVENILE DIVISION, AT THE JUVENILE LAW ENFORCEMENT OFFICERS TRAINING COURSE, CHILD ABUSE/SEXUAL EXPLOITATION OF CHILDREN IN FREMONT, CALIFORNIA FROM OCTOBER 31, 1983 TO NOVEMBER 4, 1983

RESOLVED, that the recommendation of the Chief of Police that Inspectors Thomas Tyrrel and Robert Donsbach, Juvenile Division, be authorized to attend the Juvenile Law Enforcement Officers' Training Course, Child Abuse/Sexual Exploitation of Children in Fremont, California from October 31, 1983 to November 4, 1983, be and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named members of the Police Department in a sum not to exceed \$175.25 each for subsistence and travel are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

RESOLUTION NO. 1186-83

AUTHORIZING ATTENDANCE OF OFFICER MARK DONZELLI, TACTICAL DIVISION, AT THE POLICE SERVICE DOG HANDLER COURSE IN SACRAMENTO, CALIFORNIA FROM OCTOBER 31, 1983 TO NOVEMBER 3, 1983

RESOLVED, that the recommendation of the Chief of Police that Officer Mark Donzelli, Tactical Division, be authorized to attend the Police Service Dog Handler Course in Sacramento, California from October 31, 1983 to November 3, 1983 be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named member of the Police Department in a sum not to exceed \$290.00 for subsistence and travel are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

RESOLUTION NO. 1187-83

AUTHORIZING ATTENDANCE OF SERGEANT JACK BALLANTINE, MENTAL HEALTH UNIT, AT THE CALIFORNIA PEACE OFFICERS' ASSOCIATION ALLCOMMITTEE CONFERENCE IN LONG BEACH, CALIFORNIA FROM NOVEMBER 6, TO NOVEMBER 8, 1983

RESOLVED, that the recommendation of Sergeant Jack Ballantine, Mental Health Unit, be authorized to attend the

California Peace Officers Association All-Committee Conference in Long Beach, California from November 6, 1983 to November 8 1983, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above named member of the Police Department in a sum not to exceed \$379.00 for subsistence and travel will be defrayed from the Department Training Fund.

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

APPOINTMENT OF THE REVEREND JAMES MCCRAY, JR., AS POLICE CHAPLAIN FOR THE SAN FRANCISCO POLICE DEPARTMENT

Sergeant Troy Dangerfield, Commander of the Housing Authority Police introduced the Reverend James McCray, Jr., of Jones United Memorial Methodist Church to the Commission. He said the Reverend grew up in San Francisco and attended local schools. He said he would defer further comments regarding the Reverend and turn the microphone over to the Lay Leader of the Church, Mr. Gene Henderson. Mr. Henderson said he considered it a privilege to address the Commission, Chief and the rest of the people present. He said in addition to what Commander Dangerfield said as far as being a native San Franciscan and attending local schools, the Reverend also matriculated to one of the great Universities in Atlanta and then came back home to be with his home City and is an asset not just to Jones United Memorial Methodist Church but to the entire community of San Francisco. He said on behalf of the congregation they are delighted to have their minister be appointed a Police Chaplain by the Police Commission.

Chief Murphy then administered the Oath of the Office of San Francisco Police Chaplain to the Reverend James McCray, Jr.

Reverend McCray: "First of all you heard very clearly that I am the Pastor of the Jones United Memorial Methodist Church. It is true that I am a graduate of Riordan and I went to Morehouse College in Atlanta, Georgia, and then to Claremont and then to Claremont Graduate School. It is a joy to be back in San Francisco after serving for six years in Pittsburgh, California, in the Pittsburgh United Methodist Church. I want to thank the Police Department, the Officers' for Justice for their support, and thank you for the appointment."

The Reverend then introduced his wife, Firtema, his son James and his daughters Mya and Nicole and members of the Jones United Memorial Methodist Church.

POLICE COMMISSION REPORT

No Report.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy said he went to New York this last weekend to study how the New York Police Department policed the Marathon and basically he said they did not do anything other than what the San Francisco Police Department does except they had more policeman to police the Marathon than the San Francisco Department has personnel and the City picks up the whole cost. He said they have 23,000 officers and they have 20 miles of barricades that they are able to put out and our Department cannot be compared in any manner to their operation. He said next year, with the Board of Supervisors approval, this Department will be able to police the San Francisco Marathon with significantly fewer police officers. He said there is already a commitment by San Francisco Marathoners that they will pay 100% of the cost of Police deployment.

In response to Commissioner Murphy's question regarding the 1980 Democratic Convention held there he said the San Francisco Police Department has a group of five officers scheduled to go to New York, in November and they will have contact with the people responsible for that policing at that time.

REQUEST OF OFFICER JAMES BARRON, POTRERO STATION, TO ACCEPT A REWARD IN THE AMOUNT OF \$75.00 FOR THE APPREHENSION OF A MARINE CORPS DESERTER

RESOLUTION NO. 1199-83

REQUEST OF OFFICER JAMES BARRON, POTRERO STATION, TO ACCEPT A REWARD IN THE AMOUNT OF \$75.00 FOR THE APPREHENSION OF A MARINE CORPS DESERTER

RESOLVED, that the request of Police Officer James Barron to accept the reward of \$75.00 for the apprehension of a United States Marine Corps deserter, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

REQUEST OF THE CHIEF OF POLICE FOR PERMISSION TO ACCEPT A GIFT ON BEHALF OF THE SAN FRANCISCO POLICE DEPARTMENT OF ONE (1) GOODRICH FREEZER, #19BH1550D, FOR THE CRIMINALISTICS DIVISION

RESOLUTION NO. 1200-83

AUTHORIZING ACCEPTANCE OF A GIFT OF ONE (a) GOODRICH FREEZER (19BH1550D), FOR USE BY THE CRIMINALISTICS DIVISION FROM THE CRIME LAB FUND, INC.

RESOLVED, that the Police Commission of the City and County of San Francisco hereby authorizes the Chief of Police to accept on behalf of the City and County of San Francisco, the gift of one (1) Goodrich Freezer (19BH1550D), for the use by the San Francisco Police Department's Criminalistics Division.

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

RECEIPT OF GENERAL ORDER E-1, "ELECTRONIC DATA PROCESSING (EDP) POLICY COMMITTEE." (COPIES SENT TO EMPLOYEE ORGANIZATIONS

Public Hearing, November 9, 1983

SETTING OF DATE FOR HEARING OF POLICE OFFICER MARK SOLOMON, RECORDS ROOM (B)

RESOLUTION NO. 1193-83

SETTING OF DATE FOR HEARING OF POLICE OFFICER MARK SOLOMON, RECORDS ROOM

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Mark Solomon, Records Room, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Michael Gash, Attorney for the San Francisco Police Department that the date for the

for the hearing before the Police Commission be set for December 7, 1983; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Mark Solomon, Records Room, is set for Wednesday, December 7, 1983 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

SETTING OF DATE FOR HEARING OF POLICE OFFICER JEFFREY WILLIAMS,
MISSION STATION (B)

Mr. Stephen Bruce Bley, objected to the setting of the date for his clients in Items 9 and 10, earlier than their criminal trials as testimony elicited from them during the Administrative hearing could be used against them in the criminal portion of their upcoming trials. Chief Murphy strenuously objected to Mr. Bley's objection because one case he said although dissimilar was dismissed by the Commission because of the lateness in bringing it before them. He said more and more of these disciplinary matters are being brought before the Commission and continued from time to time for the reasons Mr. Bley states and the Commission calendar has become critically backlogged.

Commissioner Nelder then said he felt what the Chief said made a great deal of sense but historically the Commission has always granted a continuance to a person charged with a criminal offense. He said the Commission has bent over backwards meeting that request but he said he thought in this particular case it is very clear as to where the Commission stands and it is the Diversion situation that Mr. Bley is concerned with along with other considerations, so he said, he would move that it be set for December 7, 1983. Commissioner Daly seconded and it was unanimously approved.

RESOLUTION NO. 1192-83

SETTING OF DATE FOR HEARING OF POLICE OFFICER JEFFERY WILLIAMS,
MISSION STATION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Jeffrey Williams, Mission Station, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Jerry Akins, Attorney for the San Francisco Police Department, that the date for the hearing before the Police Commission be set for December 7, 1983; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Jeffrey Williams, Mission Station, is set for Wednesday, December 7, 1983 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

NOTIFICATION AND FILING OF CHARGES AGAINST POLICE OFFICER
DAVID R. ROSARIO, MISSION STATION

RESOLUTION NO. 1191-83

POLICE OFFICER DAVID R. ROSARIO, MISSION STATION

WHEREAS, charges of violating the Rules and Procedures of

the San Francisco Police Department were filed against Police Officer David R. Rosario, Mission Station, as follows:

SPECIFICATION NO. 1

Engaging in conduct which tends to subvert the good order, efficiency or discipline of the Department and which reflects discredit upon the Department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer David R. Rosario, Mission Station, is set for Wednesday, November 2, 1983 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

HEARING OF POLICE OFFICER PATRICK O. BURKE, INGLESIDE STATION

The hearing of Police Officer Patrick O. Burke, Ingleside Station, was called it having been set for this date. Police Officer Patrick O. Burke was charged with violating the Rules and Procedures, as follows:

SPECIFICATION NO. 1

Engaging in conduct which reflects discredit upon the Department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department)

in a properly verified complaint by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department.

Police Officer Patrick O. Burke appeared in person and was represented by Mr. Stephen Bruce Bley, Attorney at Law,

Mr. Jerry Akins, Attorney at Law, appeared as the Prosecution for the San Francisco Police Department.

The following named witnesses appeared for the Prosecution, were duly sworn and testified:

Mr. Leonard James Guidry
San Mateo County Jail

Officer Michael Maxwell
Ingleside Police Station

Sergeant Michael Thompson
Ingleside Police Station

The following named witnesses appeared for the Defense, were duly sworn and testified:

Captain John J. Jordan
Ingleside Police Station

Officer Luis A. Cassanego
Ingleside Police Station

Officer Donald Shockley
Central Police Station

The following exhibits were entered into evidence
by the Prosecution:

Exhibit #1 - Chart

Exhibit #2 - Photo of Booking Counter
at Ingleside Police Station

Exhibit #3 - Photo of Booking

Exhibit #4 - Photo of Facit Typewriter on
Booking counter

Exhibit #5 - Photo of Top-Front of Typewriter

Exhibit #6 - Photo of Typewriter on Booking
Counter

The following exhibits were entered into evidence
by the Defense:

Exhibit A - One copy of San Francisco Police
Department Booking Slip

Exhibit B - One Photo

Exhibit C - One Photo


Exhibit D - One Photo

Exhibit E - Incident Report

After listening to testimony from the above parties,
the Commission then adjourned at 2106 hours, and the matter
was continued to December 14, 1983 at 5:30 p.m. in Room 551,
Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

THE MEETING WAS THEN ADJOURNED AT 9:06 P.M.


LIEUTENANT WILLIE E. FRAZIER, SECRETARY
THE POLICE COMMISSION

2 NOVEMBER 1983EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 512, Hall of Justice, 850 Bryant Street, on Wednesday, November 2, 1983 at 1600 hours in Executive Session.

PRESENT: Commissioners Toler, Nelder, Murphy, Sanchez

ABSENT: Commissioner Daly (Last Item)

2 NOVEMBER 1983REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, November 2, 1983 at 1730 hours in Regular Session.

PRESENT: Commissioners Toler, Nelder, Murphy, Sanchez

ABSENT: Commissioner Daly (Last Item)

APPROVAL OF CONSENT CALENDARRECOMMENDATION OF THE CITY ATTORNEY FOR SETTLEMENT OF THE FOLLOWING CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCORESOLUTION NO. 1201-83JANICE CHATTERTON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Janice Chatterton against the City and County of San Francisco in the sum of \$190.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 8, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1202-83MARNITHA HAYNES

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Marnitha Haynes against the City and County of San Francisco in the sum of \$120.98 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 30, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1203-83SOUTHLAND CORPORATION dba: SUPER 7

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Southland Corporation, dba: Super 7, against the City and County of San Francisco in the sum of \$500.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 28, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1204-83JIMMY RUSSEL GODWIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jimmy Russel Godwin against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 24, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy
Sanchez

RESOLUTION NO. 1205-83

VALENCIA ANN SAMPSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Valencia Ann Sampson against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 28, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1206-83

AL MONTEIRO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Al Monteiro against the City and County of San Francisco in the sum of \$68.40 as the result of a faulty tow, be and the same is hereby approved.

Date of Incident: September 26, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1207-83

LANCE C. MITCHELL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lance C. Mitchell against the City and County of San Francisco in the sum of \$60.00 as the result of a faulty tow, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1208-83

CARLOS E. PADILLA

RESOLVED, that the recommendation of the City Attorney for settlement of Carlos E. Padilla against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 27, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy
Sanchez

RESOLUTION NO. 1209-83RALPH E. HARDY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ralph E. Hardy against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 25, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1210-83WANDA SMITH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Wanda Smith against the City and County of San Francisco in the sum of \$96.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 25, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1211-83ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co., against the City and County of San Francisco in the sum of \$77.60 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 12, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1212-83ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co., against the City and County of San Francisco in the sum of \$59.20 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 22, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1213-83ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co., against the City and County of San Francisco in the sum of \$59.20 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 22, 1983

AYES: Commissioners, Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1214-83JAY PETER EUBEN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jay Peter Euben against the City and County of San Francisco in the sum of \$50.00 as the result of damages sustained be, and the same is hereby approved.

Date of Incident: September 30, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1215-83PATRICIA HANSEN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Patricia Hansen against the City and County of San Francisco in the sum of \$43.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 24, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1216-83EMMA LEE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Emma Lee against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 7, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1217-83GORDAN ZANE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Gordan Zane against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 30, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1218-83MELVIN B. TYLER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Melvin B. Tyler against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 29, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1219-83CLIFFORD McDANIEL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Clifford McDaniel against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 1, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1220-83CHARISTIAN SKOUW

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Charistian Skouw against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 28, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy
Sanchez

RESOLUTION NO. 1221-83DON FOX

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Don Fox against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 6, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1222-83RONALD GEISINGER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ronald Geisinger against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: May 22, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1223-83TAT CHOI FONG

RESOLVED. that the recommendation of the City Attorney for settlement of the claim of Tat Choi Fong against the City and County of San Francisco in the sum of \$50.00 as the results of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 20. 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy
Sanchez

RESOLUTION NO. 1224-83

LLOYD SELIBER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lloyd Seliber against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 8, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1225-83

CRISTINA DeRUEDA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Cristina DeRueda against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 15, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1226-83

BRADLEY S. ROON & LANDA J. ROON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Bradley S. Roon and Landa J. Roon against the City and County of San Francisco in the sum of \$27.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: June 10 - 28, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1227-83

WILLARD D. MILLER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Willard D. Miller against the City and County of San Francisco in the sum of \$100.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 15, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy
Sanchez

RESOLUTION NO. 1228-83JILL GINSBERG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jill Ginsberg against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 3, 1983

AYES: Commissioners, Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1229-83JOYCE MCKEE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Joyce McKee against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 16, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1230-83DARSHAN SHAH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Darshan Shah against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 13, 1983

AYES: Commissioners, Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1231-83JOHN M. CLENETZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John M. Clenetz against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 22, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1232-83ROSE M. DILES

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Rose M. Diles against the City and County of San Francisco in the sum of \$50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 15, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1233-83

TONI L. MILLMAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Toni L. Millman against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: Septmeber 20, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1234-84

JOHN McCONNELL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John McConnell against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 14, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1235-83

RALPH A. MULLER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ralph A. Muller against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 6, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1236-83

CLINTON J. BROWN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Clinton J. Brown against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 7, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1237-83JANICE CHUNG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Janice Chung against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 26, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1238-83ROBERT J. DEILDOW

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Robert J. Deildow against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 21, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1239-83YELLOW CAB CO-OP, INC..

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Yellow Cab Co-Op, Inc., against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 18. 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1240-83WILLIAM NYQUIST

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of William Nyquist against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 26, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1241-83HARVEY LOUIE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Harvey Louie against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.



Date of Incident: September 26, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1242-83

DANA HANSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Dana Hanson against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 28, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1243-83

ROBERT J. CONNOLLY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Robert J. Connolly against the City and County of San Francisco in the sum of \$33.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 15, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy
Sanchez

RESOLUTION NO. 1244-83

CAROL DODGE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Carol Dodge against the City and county of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 23, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1245-83

PAUL BENSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Paul Benson against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 30, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1246-83ANN M. MARCUS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ann M. Marcus against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 19, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1247-83FORREST L. HEREFORD

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Forrest L. Hereford against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 4, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1248-83JOAN S. LUNDELL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Joan C. Lundell against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 20, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1249-83JOSEPH E. ARMSTRONG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Joseph E. Armstrong against the City and County of San Francisco in the sum of \$38.00 as the result of a faulty tow, be, and the same is hereby approved.

~~Date of Incident: June 2, 1983~~

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1250-83KEN CHU

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ken Chu against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 25, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1251-83

WENDELIN D. CODY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Wendelin D. Cody against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 21, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1252-83

ELEANOR ROPER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Eleanor Roper against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 7, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

TRAVELING EXPENSE VOUCHER -- APPROVED

RESOLUTION NO. 1253-83

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Officers, George Stasko)	\$315.90	(Advanced Officer Train-
and Mark Potter)	\$315.90	ing Safety/Field Tactics
FOB/TACTICAL DIVISION		(Santa Rosa, California
		(10/10/83 - 10/14/83

AYES: Commissioners Daly, Toler, Nelder, Murphy
Sanchez

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLUTION NO. 1254-83

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Commander Richard Treub)	\$168.00	(Civil Conflict Seminar
INTERNAL OPERATIONS BUREAU		(Sacramento, California
		(10/12/83 - 10/13/83

TRAVELING EXPENSE VOUCHER - APPROVEDRESOLUTION NO. 1255-83

RESOLVED, that the Traveling Expense Voucher submitted by the following named members of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Police Service Aide Rea Puccinelli)	\$90.00	(Legal and Practical
Trial Attorney Jerry Akins)\$90.00	Problems in Employ-
		ment:
		A Seminar for Employers
		(San Francisco, Calif-
		ornia
		(10/06/83 - 10/07/83

AYES: Commissioners Daly, Toler,
Nelder, Murphy, Sanchez

TRAVELING EXPENSE VOUCHERS--APPROVEDRESOLUTION NO. 1256-83

RESOLVED, that the Traveling Expense Vouchers submitted by the following named members of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Officer Robert Fitzer)	\$720.64	(Advanced Field Evidence Techni-
Officer Michael Pearson)	\$659.00	cian Course
		(Long Beach, California
		(10/03/83 - 10/07/83

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1257-83

RESOLVED, that the Traveling Expense Vouchers submitted by the following named members of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Inspector J. Peter Otten)	\$334.00	(California Sexual
Inspector Christopher Sullivan)	\$334.00	Assault Investigators
		(San Diego, California
		(10/19/83 - 10/21/83

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1258-83

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Trial Attorney Michael Gash)	\$65.00	(Handling Disciplinary
		and Nondisciplinary Layoffs
		(Workshop

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1259-83

RESOLVED, that the Traveling Expense Vouchers submitted by the following named members of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Captain Victor Macia) \$886.00 (P.O.S.T. Executive Develop-
 Captain Richard Klapp) \$886.00 ment Course
 (Pomona, California
 (10/09/83 - 10/21/83

AYES: Commissioners Daly, Toler, Nelder, Murphy,
 Sanchez

RESOLUTION NO: 1263-83

AUTHORIZING ATTENDANCE OF INSPECTOR GEORGE MATELLI, INVESTIGATIONS ADMINISTRATION, AT THE INTRODUCTION TO CRIME ANALYSIS COURSE IN SAN DIEGO, CALIFORNIA, FROM NOVEMBER 18, 1983

RESOLVED, that the Police Commission hereby approves the recommendation of the Chief of Police that Inspector George Matelli, Investigations Administration, be authorized to attend the Introduction to Crime Analysis Course, conducted by the California Department of Justice in San Diego, California, from November 14, to November 18, 1983, be, and the same is hereby approved; and be it further

RESOLVED, that all expenses incurred by the above named member of the Police Department in a sum not to exceed \$368.00 for subsistence and travel are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Nelder, Murphy,
 Sanchez

RESOLUTION NO. 1264-83

AUTHORIZING ATTENDANCE OF SERGEANT ROBERT HULSEY, INTELLIGENCE UNIT, SPECIAL INVESTIGATIONS, AT THE ANNUAL IN-SERVICE TRAINING CONFERENCE IN SACRAMENTO, CALIFORNIA, FROM NOVEMBER 8, 1983 TO NOVEMBER 11, 1983

RESOLVED, that the recommendation of the Chief of Police that Sergeant Robert Hulsey, Intelligence Unit, Special Investigations be authorized to attend the Annual In-Service Training Conference conducted by the International Association of Bomb Technicians and Investigators, in Sacramento, California, from November 8, 1983 to November 11, 1983, be, and the same is hereby approved; and be it further

RESOLVED, that all expenses incurred by the above named member of the Police Department in a sum not to exceed \$399.00 for registration fees, travel and subsistence will be defrayed from the Department Training Fund.

AYES: Commissioners Daly, Toler, Nelder, Murphy,
 Sanchez

RESOLUTION NO. 1265-83

AUTHORIZING ATTENDANCE OF INSPECTOR HOWARD BAILEY, DEPARTMENT POLYGRAPhist, AT THE U.S. ARMY POLYGRAPH EXAMINER COURSE IN FORT McCLELLAN, ALABAMA, FROM NOVEMBER 27, 1983 TO DECEMBER 16, 1983

RESOLVED, that the recommendation of the Chief of Police that Inspector Howard Bailey, Department Polygraphist, be authorized to attend the U.S. Army Polygraph Examiner Course, conducted by the Department of the Army in Fort McClellan, Alabama, from November 27, 1983 to December 16, 1983, be, and the same is hereby approved; and be it further

RESOLVED, that all expenses incurred by the above named member of the Police Department is a sum not to exceed \$4,434.00 for tuition, subsistence and travel will be defrayed from the Department Training Fund.

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1260-83LIBERTARIAN PARTY OF SAN FRANCISCO

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation in the sum of \$8,000.00 in United States District Court Action No. C 82-4136 WWS, entitled "Libertarian Party of San Francisco vs. Cornelius Murphy, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 6, 1981

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1261-83DEBORAH A. AYERST

RESOLVED, that the recommendation of the City Attorney for settlement of litigation in the sum of \$500.00 in Municipal Court Action No. 860-009 entitled, "Deborah A. Ayerst vs. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: April 8, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1262-83MIKE GARZE

RESOLVED, that the recommendation of the City Attorney for settlement of litigation in the sum of \$7,500.00 in United States District Court Action No. C81-3848 RFP, entitled, "Mike Garza vs. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: 1979 through 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

POLICE COMMISSION REPORT

Executive Session -- No Vote was Taken.

CHIEF'S REPORT TO THE POLICE COMMISSION

No Report.

STATUS REPORT IN THE MATTER OF POLICE OFFICER MARK PORTO,
PARK STATION

RESOLUTION 1270-83

STATUS REPORT IN THE MATTER OF POLICE OFFICER MARK PORTO,
CENTRAL POLICE STATION

WHEREAS, the status report in the matter of Police Officer Mark Porto, Central Station, was called it having been set for this date; and

WHEREAS, Mr. Michael Gash, Attorney for the San Francisco Police Department, requested a continuance in this matter; therefore be it

RESOLVED, that the status report in the matter of Police Officer Mark Porto, Central Station, is set for Wednesday, November 16, 1983 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RECOMMENDATION OF THE CHIEF OF POLICE THAT MR. EDWARD L. JUNG'S APPLICATION TO OPERATE A JITNEY BUS ON THE THIRD STREET JITNEY BUS ROUTE BE DENIED. (CONTINUED FROM THE MEETING OF AUGUST 31, 1983)

RESOLUTION NO. 1269-83

APPLICATION OF MR. EDWARD JUNG FOR A DECLARATION OF PUBLIC CONVENIENCE AND NECESSITY BY THE POLICE COMMISSION FOR ISSUANCE OF A JITNEY BUS PERMIT - WITHDRAWN

WHEREAS, Mr. Edward L. Jung applied to the Police Commission of Public Convenience and necessity for the issuance of a permit to operate a Jitney Bus; and

WHEREAS, Mr. Edward Jung's application for a Declaration of Public Convenience and Necessity was for the Third Street Route; and

WHEREAS, Mr. Edward Jung's attorney appeared this date before the Police Commission and requested on behalf of Mr. Edward Jung to withdraw his application for a Declaration of Public Convenience and Necessity to operate a Jitney Bus on Third Street Jitney Bus Route; therefore be it

RESOLVED, that the Police Commission hereby accepts the withdrawal request of Mr. Edward L. Jung for a Declaration of Public Convenience and Necessity for the operation of a Jitney Bus on the Third Street Jitney Bus Route.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

REQUEST OF OFFICER VINCENT A. CATANZARO, TACTICAL DIVISION,
TO ACCEPT A REWARD IN THE AMOUNT OF \$75.00 FOR THE APPREHEN-
SION OF A MARINE CORPS DESERTER

RESOLUTION NO. 1266-83

REQUEST OF OFFICER VINCENT A. CATANZARO, TACTICAL DIVISION, TO
ACCEPT A REWARD IN THE AMOUNT OF \$75.00 FOR THE APPREHENSION OF
A MARINE CORPS DESERTER

RESOLVED, that the request of Police Officer Vincent A. Catanzaro, Tactical Division, to accept the reward of \$75.00 for the apprehension of a United States Marine Corps deserter, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

SETTING OF DATE FOR HEARING OF POLICE OFFICER DAVID R. ROSARIO,
MISSION STATION

RESOLUTION NO. 1267-83

SETTING OF DATE FOR HEARING OF POLICE OFFICER DAVID R. ROSARIO

WHEREAS, the date to be set for the disciplinary hearing of Police Officer David R. Rosario, Mission Station, was called it having been set for this date; and

WHEREAS, Mr. John F. Prentice, Attorney for Police Officer David R. Rosario, stated that he did not think it appropriate to go forward with the hearing an Officer Rosario's case until criminal charges pending against the officer had been fully and totally adjudicated before the criminal court; and

WHEREAS, the Chief of Police and Mr. Jerry Akins, Attorney for the Police Department, urged the Commission to go forward with the hearing of this matter on December 21, 1983; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Police Officer David Rosario, Mission Station is set for Wednesday, December 21, 1983 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

HEARING OF SERGEANT ROBERT DILLON, INGLESIDE POLICE STATION

The matter of the hearing of Sergeant Robert Dillon, Support Services Bureau-Records Room, was called it having been continued from the meeting of September 28, 1983.

Police Sergeant Robert Dillon appeared in person and was represented by Mr. Ephraim Margolin, Attorney at Law.

Mr. Jerry Akins, Attorney at Law, appeared as the Prosecutor for the San Francisco Police Department.

The following named witness appeared for the Prosecution, was duly sworn and testified:

Police Officer Judith Hardiman
Taraval Police Station

Mr. Ephraim Margolin, Attorney for Sergeant Robert Dillon, did not make an opening statement.

The following named witness appeared for the Denfense, was duly sworn and testified:

Mr. Donald Taylor (former Captain of Police)

The following exhibit was entered into evidence by the Prosecution:

Exhibit #3 - Intra-departmental Memorandum dated, Monday, July 20, 1981,
RE: Premises at 1722 Taraval.

The following exhibits were entered into evidence by the Defense:

Exhibit C - Intra-departmental Memorandum dated, Tuesday, July 12, 1983
RE: Defense Subpoena made by Captain Donald Taylor.

Exhibit D - Intra-departmental Memorandum dated, Friday, May 14, 1982
RE: Defense Subpoena made by Captain Donald Taylor.

Exhibit E - Five (various dates for each) Commission Subpoenas for Captain Donald Taylor.

Exhibit F - Intra-departmental Memorandum dated, Monday, July 6, 1981
RE: Special Duty Permit Officers by, Deputy Chief Ryan.

Exhibit G - Investigation Report regarding Robert Dillon, dated, Thursday, May 12, 1983 by Lipset Service.

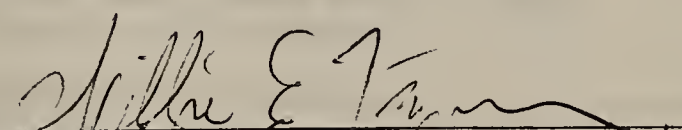
After listening to testimony from the above parties, the Commission then adjourned at 10:05 p.m. and the matter was continued to Wednesday, January 18, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Toler, Nelder, Murphy, Sanchez
ABSENT: Commissioner Daly

(The entire proceedings were taken in shorthand form by Linda Pransky, CSR)

Recess taken during the hearing of Sergeant Robert Dillon at 8:01 to 8:17 p.m.

THE MEETING WAS THEN ADJOURNED AT 10:05 p.m.



LIEUTENANT WILLIE E. FRAZIER/SECRETARY
THE POLICE COMMISSION

9 NOVEMBER 1983

REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, November 9, 1983 at 1730 hours in Regular Session.

PRESENT: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

APPROVAL OF CONSENT CALENDARRECOMMENDATION OF THE TRAFFIC BUREAU ON THE INSTALLATION ZONING FOR THE REGULATION OF TRAFFIC ON THE PUBLIC STREETS

1825 DIVISADERO ST. (BUSH ST.) "S.F. SECTION NATIONAL
COUNCIL OF JEWISH WOMEN" GRANT

At 1825 Divisadero Street, INSTALL 30' Yellow Zone from 50' to 80' south of Bush Street on Divisadero.

520 4th ST. (WELSH ST.) "TROCADERO TRANSFER" GRANT

At 101 Welsh Street, INSTALL 32' Yellow Zone from 3' to 35' west of 4th Street on Welsh Street.

1618 NORIEGA ST. (23rd AV) "HOUSE OF COFFEE" GRANT

At 1618 Noriega Street, INSTALL 18' Green Zone from 12' to 30' west of the east property line.

120 BROADWAY (FRONT ST.) "WALLACE FLOYD ASSOCIATED" GRANT

At 100 Broadway Street, INSTALL 22' White Zone from 68' to 90' west of the east property line.

3749 BUCHANAN ST. (NORTH POINT) "1st NATIONWIDE SAVINGS" GRANT

At 3749 Buchanan Street, INSTALL 22' Green Zone from 3' to 25' south of Beach Street on Buchanan Street.
REVOKE, 23' Green Zone from 92' to 115' South of Beach Street. (approximately 3737 Buchanan)

340 STOCKTON ST. (POST ST.) "CAMPTON PLACE HOTEL" GRANT

At 340 Stockton Street, INSTALL 62' White Zone from 10' to 72' north of Campton Place on Stockton Street.
REVOKE 61' Yellow Zone from 11' to 72' north of Campton Place.

2498 MISSION ST. (21st ST.) "TASHJIAN FLORIST & MEDICAL BUILDING" GRANT
REVOKE

At 2498 Mission Street, REVOKE 42' White Zone from 18' to 61' north of the south property line.
INSTALL 22' Special Truck Loading Zone from 18' to 61' north of south property line. 7 a.m. to 6 p.m. INSTALL one (1) One Hour Parking Meter from 40' to 61' north of south property line.

169-75 JESSIE ST. (ANNIE ST.) "S.F.P.D." REVOKE

At 169 Jessie Street, REVOKE 40' Yellow Zone from 48' to 88' west of Annie Street. INSTALL two (2) 30-minute parking meters.

1201 7th AV (LINCOLN WAY) "S.F.P.D." REVOKE

At 1201 7th Avenue, REVOKE 30' Red Zone from 30' to 60' south of Lincoln Way. (Shell Oil Gas Pumps)

2482 MISSION ST. (21st ST.) "S.F.P.D." REVOKE

At 2484 Mission Street, REVOKE 22' White Zone from 10' to 32' south of the north line. INSTALL One (1) one hour parking meter.

807 BROADWAY (POWELL ST.) "S.F.P.D." REVOKE

At 807 Broadway, REVOKE 35' Green Zone from 48' to 83' west of Powell Street.

475 SANSOME ST. (CLAY ST.) "S.F.P.D." REVOKE

At 475 Sansome Street, REVOKE 55' White Zone from 42' to 97' south of the north building line at Clay Street. INSTALL three (3) 30-minute parking meters.

497 FULTON ST. (GOUGH ST.) "S.F.P.D." REVOKE

At 497 Fulton Street, REVOKE 30' Green Zone from 2' to 32' east of property line.

666 OCTAVIA ST. (GROVE ST.) "S.F.P.D." REVOKE

At 666 Octavia Street, REVOKE 40' Green Zone from 20' to 60' south of Fulton Street.

700 SHRADER ST. (WALLER ST.) "S.F.P.D." REVOKE

At 700 Shrader Street, REVOKE 30' Green Zone from 6' to 36' south of Waller Street.

933 GRANT AV (WASHINGTON ST) "HONG KONG & SHANGHAI BANK" REVOKE

At 933 Grant Avenue, REVOKE 22' White Zone south of the north property line. INSTALL one (1) one hour parking meter.

919 GRANT AV (WASHINGTON ST.) "IMPERIAL PALACE RESTAURANT" REVOKE

At 919 Grant Avenue REVOKE 27' White Zone from 88' to 115' north of Washington Street. INSTALL one (1) one hour parking meter.

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 458 feet of green, blue, yellow and white zones at the parts of the City, at the locations submitted be, and the same are hereby approved.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1279-83

SUDA MARSH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Suda Marsh against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow be, and the same is hereby approved.

Date of Incident: September 25, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1280-83HENRI BERGMANN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Henri Bergmann against the City and County of San Francisco in the sum of \$55.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 27, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1281-83ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing and Storage Company against the City and County of San Francisco in the sum of \$77.60 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 18, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1282-83ANNE PORTILLO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Anne Portillo against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 6, 1983,

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1283-83ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Company against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 15, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1284-83STATE FARM INSURANCE & RICHARD PATE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of State Farm Insurance & Richard Pate against the City and County of San Francisco in the sum of \$349.78 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: June 2, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1285-83CORALE A. LAYNE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Corale A. Layne against the City and County of San Francisco in the sum of \$183.38 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 9, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1286-83DORIS MILLS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Doris Mills against the City and County of San Francisco in the sum of \$137.96 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 27, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1287-83SAMUEL A. DRAPER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Samuel A. Draper against the City and County of San Francisco in the sum of \$1,500.00 as the result of damages sustained be, and the same is hereby approved.

Date of Incident: August 23, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1288-83TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Sergeant Alexander Stevens)	\$99.00	(Seminar: "How to Work with People"
		(San Francisco, California
		(October 26, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1289-83TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Inspector James Hampton)	\$2,786.16	(Delinquency Control Institute
		(University of Southern California
		(Los Angeles, California
		(09/06/83 - 10/14/83

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1290-83

AUTHORIZING ATTENDANCE OF CRIMINALIST DEBORAH WAKIDA, CRIMINALISTICS DIVISION, AT THE ADVANCED INSTITUTE OF THE PHYSICAL SIGNIFICANCE OF BLOODSTAIN EVIDENCE, IN CORNING, NEW YORK, FROM NOVEMBER 14 TO NOVEMBER 18, 1983

RESOLVED, that the recommendation of the Chief of Police that Criminalist Deborah Wakida, Criminalistics Division, be detailed to attend the Advanced Institute of the Physical Significance of Bloodstain Evidence, in Corning, New York, from November 14, 1983 to November 18, 1983, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Criminalist Wakida will be paid from the Crime Lab Fund at no cost to this Department.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1291-83

AUTHORIZING ATTENDANCE OF POLICE OFFICER ROBERT FITZER, CRIMINALISTICS DIVISION, AT THE ADVANCED INSTITUTE OF THE PHYSICAL SIGNIFICANCE OF BLOODSTAIN EVIDENCE IN CORNING, NEW YORK, FROM NOVEMBER 14, 1983 TO NOVEMBER 18, 1983

RESOLVED, that the recommendation of the Chief of Police that Police Officer Robert Fitzer, Criminalistics Division, be detailed to attend the Advanced Institute of the Physical Significance of Bloodstain Evidence in Corning, New York, from November 14, 1983 to November 18, 1983, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Police Officer Robert Fitzer will be paid by the Crime Lab Fund, Inc., at no cost to this Department.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

POLICE COMMISSION REPORT

No report.

CHIEF'S REPORT TO THE POLICE COMMISSION

No report.

HEARING OF THE REQUEST OF SERGEANT WALTER WATSON FOR A RECOMMENDATION FOR INDUSTRIAL DISABILITY RETIREMENT - APPROVED

RESOLUTION NO. 1271-83

DECISION - IN THE MATTER OF THE REQUEST OF SERGEANT WALTER WATSON, SUPPORT SERVICES BUREAU/PROPERTY CONTROL SECTION

WHEREAS, on August 30, 1983, pursuant to Police Commission Resolution No. 979-82 (Light Duty Policy), a petition on behalf of Sergeant Walter Watson, Support Services Bureau, Property Control Section, was submitted by Police Officers' Association Attorney Michael S. Hebel, requesting that Sergeant Walter Watson be retired; and

WHEREAS, the Police Commission placed the matter on Commission calendar on November 9, 1983 for consideration and hearing; and

WHEREAS, a hearing on said matter was had before the Police Commission on Wednesday, November 9, 1983 and on Wednesday, November 9, 1983, the Police Commission took the matter under submission; and

WHEREAS, the Police Commission finds that the evidence submitted regarding Sergeant Walter Watson's request to be retired pursuant to Commission Resolution No. 979-82, November 24, 1982 was sufficient on its face to grant his request; therefore be it

RESOLVED, that it is the order of the Police Commission that Sergeant Walter Watson, Support Services Bureau, Property Control Section, has submitted sufficient evidence to justify his retirement pursuant to Commission Resolution No. 979-82 and be it further

RESOLVED, that it is the order of the Police Commission that Sergeant Walter Watson's request to be retired pursuant to Police Commission Resolution No. 979-82 be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

HEARING OF THE REQUEST OF OFFICER RAYMOND BINI FOR A RECOMMENDATION FOR INDUSTRIAL DISABILITY RETIREMENT - APPROVED

RESOLUTION NO. 1272-83

DECISION - IN THE MATTER OF THE REQUEST OF OFFICER RAYMOND BINI, FIELD OPERATIONS BUREAU/TRAFFIC DIVISION

WHEREAS, as on August 5, 1983, pursuant to Police Commission Resolution No. 979-82 (Light Duty Policy) a petition on behalf of Police Officer Raymond Bini, Field Operations Bureau/Traffic Division, was submitted by Police Officers' Association Attorney Michael S. Hebel requesting that Officer Raymond Bini be retired; and

WHEREAS, the Police Commission placed the matter on Commission calendar on November 9, 1983 for consideration and hearing; and

WHEREAS, a hearing on said matter was had before the Police Commission on Wednesday, November 9, 1983, and on Wednesday, November 9, 1983, the Police Commission took the matter under submission; and

WHEREAS, the Police Commission finds that the evidence submitted regarding Officer Raymond Bini's request to be retired pursuant to Commission Resolution No. 979-82, November 24, 1982, was sufficient on its face to grant his request; therefore be it

RESOLVED, that it is the order of the Police Commission that Officer Raymond Bini, Field Operations Bureau, Traffic Division, has submitted sufficient evidence to justify his retirement pursuant to Commission Resolution No. 979-82; and be it further

RESOLVED, that it is the order of the Police Commission that Officer Raymond Bini's request to be retired pursuant to Police Commission Resolution No. 979-82, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

HEARING OF THE REQUEST OF OFFICER LESLIE F. ADAMS FOR A RECOMMENDATION FOR INDUSTRIAL DISABILITY RETIREMENT - APPROVED

RESOLUTION NO. 1273-83

DECISION - IN THE MATTER OF THE REQUEST OF OFFICER LESLIE F. ADAMS, ADMINISTRATION BUREAU/PERSONNEL & TRAINING DIVISION

WHEREAS, on September 22, 1983, pursuant to Police Commission Resolution No. 979-82 (Light Duty Policy) a petition on behalf of Police Officer Leslie F. Adams, Administration Bureau/Personnel & Training Division, was submitted by Police Officers' Association Attorney Michael S. Hebel requesting that Officer Leslie F. Adams be retired; and

WHEREAS, the Police Commission placed the matter on Commission calendar on November 9, 1983, for consideration and hearing; and

WHEREAS, a hearing on said matter was held before the Police Commission on Wednesday, November 9, 1983, and on Wednesday, November 9, 1983, the Police Commission took the matter under submission; and

WHEREAS, the Police Commission finds that the evidence submitted regarding Officer Leslie F. Adams' request to be retired pursuant to Commission Resolution No. 979-82, November 24, 1982, was sufficient on its face to grant his request; therefore be it

RESOLVED, that it is the order of the Police Commission that Officer Leslie Adams, Administration Bureau/Personnel & Training Division, has submitted sufficient evidence to justify his retirement pursuant to Commission Resolution 979-82; and be it further

RESOLVED, that it is the order of the Police Commission that Officer Leslie F. Adams, request to be retired pursuant to Police Commission Resolution No. 979-82, be, and the same is hereby approved.

AYES; Commissioners Daly, Toler, Nelder, Murphy, Sanchez

DISCUSSION: PRIVATE PATROL vs. PATROL SPECIAL OFFICER JURISDICTIONAL AUTHORITY FOR THE PROVISION OF PATROL SERVICES IN THE PARK MERCED AREA

Mr. Louis Giannini, Attorney for Patrol Special Officer Alfred Grecni requested to make a presentation on behalf of Officer Grecni relative to the action of a patrol service on the premises of Park Merced. He said this area had been encompassed in the territory assigned to Officer Grecni. He said Officer Grecni had serviced this area for a period of over ten years and now the management of Park Merced has breached the contract with Officer Grecni by terminating his services and in turn hired a private street patrol which is in violation of the Municipal Police Code of the City and County of San Francisco and in derogation of the rights and authority of the San Francisco Police Commission. He said he and Officer Grecni had brought tapes and movies taken of this patrol service to substantiate their claim that they (ABM) are operating as a street patrol service without proper authority to do so. He said he and his client Officer Grecni urge the Commission to enforce not only the City Charter but the Police Code and stop this unauthorized patrol now being conducted in the Park Merced area.

Mr. Michael Gash, Attorney for the Police Department, said that Mr. Grecni has the right as a Patrol Special Officer to contract with the Park Merced Management and other businesses in that area to conduct street patrol; however, he said this does not mean that these private industries are obligated to hire Officer Grecni for his patrol services. He said the Police Commission cannot dictate to any private business saying they should or must hire Mr. Grecni. He said the private patrol service that is now out there (ABC) maintains that they are not a street patrol service and are only conducting fixed patrol services. He said where the problem arises is that they use the public streets incidentally to go from one location to the other.

Commissioner Nelder wanted to know when Officer Grecni was assigned the area for patrol services and was told that the Police Commission had granted Officer Grecni the area in question in 1972 and management of Park Merced at that time asked that their area be included in Officer Grecni's territory.

Chief Murphy said after listening to the 1972 City Attorney's opinion of a Patrol Special Officer's authority to patrol the streets, said the interpretation of that has been somewhat changed, as there are a number of Patrol Special Officers are in fact patrolling beats but the original interpretation of their duties were that they were not supposed to provide police services by patrolling the streets, but they performed a function for a client and not by patrolling the streets.

Mr. Kilmartin, Attorney for Park Merced, also spoke on the subject and said that he firmly believed that ABM was not operating as either a fixed patrol or a street patrol within the meaning of the code. He said, however, approximately three weeks ago ABM filed an application for registration to operate as a fixed patrol with the Chief of Police of San Francisco and said application is now pending and not yet acted upon. He said it would be premature for the Commission to take any action at this time.

Mr. Ricardo Callejo, Attorney at Law and Chairman of the Park Merced Residents Organization, addressed the Commission and then asked for those members present to stand. He then advised the Commission that the persons standing were members of the Board of Directors who appeared tonight specifically because they were concerned with this issue. He said the feeling is that they do not have police protection in Park Merced. He said with Mr. Greci they did have police protection until the 30th of June when Mr. Greci's services were terminated by Park Merced Management and ABM was substituted. He said their feelings is that ABM, at this point, is not able to perform the services that were previously being performed by Mr. Greci.

Mr. Michael Gash from the Legal Office of the San Francisco Police Department said he would disagree with Mr. Callejo in that the San Francisco Police Department does provide police services to Park Merced area as in all others of the City and County. He said the real problem here is not what has been stated regarding police services but that the issue is actually a civil matter regarding whether or not there can be a contractual relationship between Mr. Greci and Park Merced Management who has been designated a patrol special for that particular area.

Mr. Giannini said he disagreed with Mr. Gash's interpretation and that if the Commission allows this violation of the Charter and the Municipal Police Code to continue, then anyone will be able to and may do the same thing as ABM.

Commissioner Nelder asked if any other persons, members of the Board, would like to speak on the issue.

Mr. Mark Miller, Chairman of Security matters of the Board of Park Merced Residents Organization, said that his feelings regarding this issue is that the ABM is a relatively inexperienced, untrained group of people who has been substituted for a trained experienced and duly licensed group of people.

Chief Murphy said he would suggest to the Commission to let the Department go out and look and see just what ABM is doing out there and then submit a report as to what type of patrol they are operating and if it is a violation, then see that the appropriate action is either taken by the District Attorney or the City Attorney's Office, telling them to cease and desist.

Commissioner Nelder said there has been a motion and a second for a two week continuance and he felt that at that time there should be a recommendation by the Chief as to what would be the best way to proceed in solving the problem for the area.

Commissioner Sanchez said there has been an assumption that there were no police services in the Park Merced area but the fact of the matter is, as was cited, that there are police services out there and as far as response time, it was pointed out that it was the same average there as other areas of the City. He said after the Chief's recommendation is made, the Commission will proceed to insure that the highest level of police service is maintained in the Park Merced area.

The matter was then continued for two weeks to allow the Chief of Police to make an investigation and conclusion thereafter to be submitted to the Police Commission for action.

PUBLIC HEARING OF DEPARTMENT GENERAL ORDER F-1, "FIREARMS USE POLICY"

Off calendar.

PUBLIC HEARING OF DEPARTMENT GENERAL ORDER E-1, ELECTRONIC DATA PROCESSING (EDP) POLICY COMMITTEE"

RESOLUTION NO. 1268-83

DEPARTMENT GENERAL ORDER E-1, ELECTRONIC DATA PROCESSING (EDP) POLICY COMMITTEE - APPROVED

RESOLVED. that the Police Commission hereby adopts Department General Order E-1, Electronic Data Processing (EDP) Policy Committee.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

REQUEST FROM PATROL SPECIAL OFFICER KUNG KAY CHIU FOR PERMISSION TO SELL PATROL SPECIAL BEAT NO. 7 TO MR. KUNG MING CHIU

RESOLUTION NO. 1274-83

PATROL SPECIAL OFFICER KUNG KAY CHIU - REVOKED

RESOLVED, that the appointment of Patrol Special Officer Kung Kay Chiu, Beat No. 7, Central Police District, be, and the same is hereby revoked effective November 9, 1983, he having sold his beat to Patrol Special Officer Kung Ming Chiu.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1292-83

PATROL SPECIAL OFFICER KUNG MING CHIU

RESOLVED, that Patrol Special Officer Kung Ming Chiu is hereby appointed a Patrol Special Officer for Beat No. 7, Central Police District; said appointment effective November 9, 1983, Patrol Special Officer Kung Ming Chiu having purchased Beat No. 7 from Patrol Special Officer Kung Kay Chiu.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

HEARING OF POLICE OFFICER SEVERO N. FLORES, INGLESIDE STATION

RESOLUTION NO. 1278-83

HEARING OF POLICE OFFICER SEVERO N. FLORES, INGLESIDE STATION

WHEREAS, the hearing of Police Officer Severo N. Flores, Ingleside Station, was called it having been set for this date; and

WHEREAS, it has been requested by Mr. Robert Martin, Attorney for Officer Flores, that the matter be continued to January 25, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Severo N. Flores, Ingleside Station, is continued to Wednesday, January 25, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION APPROVE THE RESOLUTION TO WITHDRAW THE JITNEY BUS PUBLIC CONVENIENCE AND NECESSITY APPLICATION OF MR. HARVEY LEW

RESOLUTION NO. 1275-83

APPLICATION OF HARVEY LEW FOR A DECLARATION OF PUBLIC CONVENIENCE AND NECESSITY BY THE POLICE COMMISSION

RESOLUTION NO. 1275-83

APPLICATION OF HARVEY LEW FOR A DECLARATION OF PUBLIC CONVENIENCE AND NECESSITY BY THE POLICE COMMISSION

WHEREAS, Mr. Harvey Lew applied to the Police Commission for a declaration by the Commission of public convenience and necessity for the issuance of a permit to operate a Jitney Bus; and

WHEREAS, Mr. Harvey Lew's application for a declaration of public convenience and necessity was for the Downtown/Fisherman's Wharf route; and

WHEREAS, the Downtown/Fisherman's Wharf route does not legally exist for operation; and

WHEREAS, Mr. Harvey Lew has filed a request to withdraw his application for a declaration of public convenience and necessity; therefore be it

RESOLVED, that the Police Commission accepts the withdrawal request of Mr. Harvey Lew.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION APPROVE THE RESOLUTION TO WITHDRAW THE JITNEY BUS PUBLIC CONVENIENCE AND NECESSITY APPLICATION OF MR. OLEG SHUKMAN - APPROVED

RESOLUTION NO. 1276-83

APPLICATION OF OLEG SHUKMAN FOR A DECLARATION OF PUBLIC CONVENIENCE AND NECESSITY BY THE POLICE COMMISSION FOR THE ISSUANCE OF A JITNEY BUS PERMIT - WITHDRAWN

WHEREAS, Mr. Oleg Shukman applied to the Police Commission for a declaration by the Commission of public convenience and necessity for the issuance of a permit to operate a Jitney Bus; and

WHEREAS, Mr. Oleg Shukman's application for a declaration of public convenience and necessity was for the Downtown/Fisherman's Wharf route; and

WHEREAS, the Downtown/Fisherman's Wharf route does not legally exist for operation; and

WHEREAS, Mr. Oleg Shukman has filed a request to withdraw his application for a declaration of public convenience and necessity; therefore be it

RESOLVED, that the Police Commission accepts the withdrawal request of Mr. Oleg Shukman.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION APPROVE THE RESOLUTION TO WITHDRAW THE JITNEY BUS PUBLIC CONVENIENCE AND NECESSITY APPLICATION OF MR. TSE SAN KWAN

RESOLUTION NO. 1277-83

APPLICATION OF TSE SAN KWAN FOR A DECLARATION OF PUBLIC CONVENIENCE AND NECESSITY BY THE POLICE COMMISSION FOR THE ISSUANCE OF A JITNEY BUS PERMIT - DENIED

WHEREAS, Mr. Tse San Kwan applied to the Police Commission for a declaration by the Commission of public convenience and necessity for the issuance of a permit to operate a Jitney Bus; and

WHEREAS, Mr. Tse San Kwan's application for a declaration of public convenience and necessity was for a route not defined in the Police Code; and

WHEREAS, the requested route does not legally exist for operation; and

WHEREAS, attempts were made by the Permit Section staff to advise and request Mr. Tse San Kwan to withdraw his application; and

WHEREAS, Mr. Tse San Kwan has not responded to the advice and inquiries of the Permit Section staff; therefore be it

RESOLVED, that the Police Commission hereby denies Mr. Tse San Kwan a Jitney Bus permit to operate Jitney Bus on a route not defined in the Police Code.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

PUBLIC HEARING ON PUBLIC CONVENIENCE AND NECESSITY FOR THE ISSUANCE OF TAXI PERMITS

Commissioner Sanchez asked those persons interested in speaking on the taxi cab permit issue to come forth and speak and when everyone has finished the matter will be continued for two weeks hence for final decision. The speakers were:

Mr. Thomas Duncan

Mrs. Mary Grainik, representing the newly formed San Francisco Taxi Cab Association

After hearing from the above parties, Commissioner Nelder moved that it be continued for two weeks, Commissioner Daly seconded and it was unanimously approved for a two week continuance.

HEARING OF POLICE OFFICER JEFFREY WILLIAMS, MISSION STATION (N)

The matter of the hearing of Police Officer Jeffrey Williams, Mission Station, was called it having been set for this date.

Police Officer Jeffrey Williams appeared in person and was represented by Mrs. Janis Musante, Attorney at Law.

Mr. Michael Gash, Attorney at Law, appeared on behalf of the San Francisco Police Department.

An opening statement was made by Attorney Gash.

An opening statement was made by Attorney Musante.

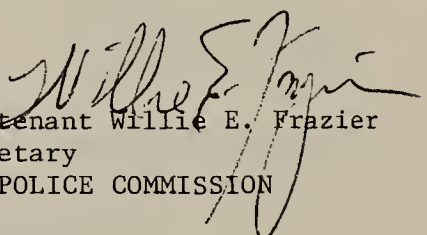
The following named witness was called by the Prosecution, was sworn and testified:

Lieutenant Hugh Fraser, San Bruno Police Department

After listening to testimony from the above parties, the Commission then adjourned at 2135 hours and the matter was continued to November 30, 1983 at 4:30 p.m. in Room 551, Hall of Justice.

(THE ENTIRE PROCEEDINGS WERE TAKEN IN SHORTHAND FORM BY
MS LINDA PRANSKY, CSR)

THE MEETING WAS THEN ADJOURNED AT 9:35 p.m.


Lieutenant Willie E. Frazier
Secretary
THE POLICE COMMISSION

16 NOVEMBER 1983EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 512, Hall of Justice, 850 Bryant Street, on Wednesday, November 16, 1983 at 1700 hours in Executive Session.

PRESENT: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

1. Attorney-Client Conference

Commissioner Sanchez presiding.

16 NOVEMBER 1983REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, November 16, 1983 at 1730 hours in Regular Session.

PRESENT: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

Commissioner Sanchez presiding.

APPROVAL OF CONSENT CALENDAR

RECOMMENDATION OF THE CITY ATTORNEY FOR SETTLEMENT OF THE FOLLOWING CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO:

RESOLUTION NO. 1293-83

RENEE KENT, (Mrs.)

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mrs. Renee Kent against the City and County of San Francisco in the sum of \$700.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 28, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1294-83

CARLOS DALENCE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Carlos Dalence against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 14, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1295-83

LUXOR CAB

RESOLVED, that the recommendation of the City Attorney for

settlement of the claim of Luxor Cab against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 7, 1983

AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

RESOLUTION NO. 1296-83

RAMI GELLER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Rami Geller against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 28, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1297-83

DAVID B. GREENWALD

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of David B. Greenwald, against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 11, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1298-83

JENNIFER PINTO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jennifer Pinto against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow be, and the same is hereby approved.

Date of Incident: October 6, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1299-83

JAMES R. BARTON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of James R. Barton against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be and the same is hereby approved.

Date of Incident: October 6, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1300-83JOHN DENNISTON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John Denniston against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 9, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1301-83JOHN H. KING

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John H. King against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 29, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1302-83LOUISE GERETTI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Louise Geretti against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 9, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1303-83ARNDIS HERNANDEZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Arndis Hernandez against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 9, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1304-83DAVID MARTIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of David Martin against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 3, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1305-83RICHARD A. LEIVA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Richard A. Levia against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 4, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1306-83BYRON BARTON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Byron Barton against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 5, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1307-83MICHAEL FRIENDLY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Michael Friendly against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 20, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1308-83SAMUEL LADAR

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Samuel Ladar against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 14, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1309-83BENJAMIN G. ROMULO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Benjamin G. Romulo against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 9, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1310-83

TIMOTHY KENNEALLY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Timothy Kenneally against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 1, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1311-83

ALVIN TANG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Alvin Tang against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 12, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1312-83

RICHARD GORTON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Richard Gorton against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 10, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1313-83

TRAVELING EXPENSE VOUCHER

RESOLVED, that the Travel Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same are hereby approved.

Officer Mark Donzelli) \$290.00 (Police Service Dog Handler Course
(Sacramento, California
(10/31/83 - 11/03/83

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1314-83

TRAVELING EXPENSE VOUCHER

RESOLVED, that the Travel Expense Voucher submitted by

the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same are hereby approved.

Inspector John McKenna) \$768.00 (Sixth Annual Asian Organ-
ized Crime Conference
(Boston, Massachusetts
(10/16/83 - 10/28/83

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1315-83

TRAVELING EXPENSE VOUCHERS

RESOLVED, that the Traveling Expense Vouchers submitted by the following named members of the Police Department for expenses incurred in attending the below indicated program, be, and the same are hereby approved.

Inspector Donnie Hansen) (Specialized Surveillance
Equipment
\$316.00
Inspector Alfredo Matteoni) (Sacramento, California
(10/24/83 - 10/28/83

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1316-83

LIZETTE ANTOINETTE RIO, ET AL

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of Lizette Antoinette Rios, in the sum of \$135,000.00 in U.S. District Court No. C 81-4622 MHP, entitled "Lizette Antoinette Rios, et al," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 3, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1317-83

TRAVELING EXPENSE VOUCHER

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Commander Richard Trueb) (\$379.00 (C.P.O.Z. All-Committee
Training Conference
(Long Beach, California
(11/07/83 - 11/09/83

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1318-83

TRAVELING EXPENSE VOUCHER

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same are hereby approved.

Inspector Isiah Nelson) \$316.00 (Urban Terrorist Activity
(Sacramento, California
(10/31/83 - 11/04/83

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1319-83

FREDERICK ROGERS, INC.

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Frederick Rogers, Inc., in the sum of \$139,500.00 in Superior Court Action No. 762-403, entitled "Frederick Rogers, Inc., et al. vs. City and County of San Francisco, et al." as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 22, 1979

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1320-83

FRANCISCO GOMEZ

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Francisco Gomez in the sum of \$17,500.00 in Superior Court Action No. 790-157, entitled, "Francisco Gomez" et al., vs. City and County of San Francisco, et al., " as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 27, 1981

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

RESOLUTION NO. 1321-83

KEVIN A. NAKAGAWA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Kevin A. Nakagawa in the sum of \$1,750.00 sustained, be, and the same is hereby approved.

Date of Incident: September 16, 1982

AYES: Commissioners Daly, Toler, Nelder, Murphy,
Sanchez

POLICE COMMISSION REPORT

Commissioner Sanchez announced that the Commission met in Executive Session pertaining to Attorney-Client and no Vote was taken.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy said the item he wanted to report on today was that after a very long delay he appointed 45 Sergeants to the Non-Civil Service position of Lieutenant to all alleviate the supervision problems in the Department. He said the appointment of those positions will help to obtain the goals and objectives of the Department.

RECOMMENDATION OF THE AWARDS COMMITTEERESOLUTION NO. 1385-83REWARDS GRANTED TO MEMBERS OF THE POLICE DEPARTMENT

RESOLVED, that the following named members of the Police Department, be, and they are hereby granted Awards of Valor-- Gold, Silver and Bronze Medals of Valor; and Meritorious Conduct Awards, under the Provisions of General Order 0-5, Section 1-A and 1-C of the Rules and Procedures of the San Francisco Police Department as approved by the Awards Committee November 10, 1983.

WHEREAS, Chief of Police Cornelius P. Murphy has recommended to the Police Commission that the said members be rewarded under the Provisions of Section 8.405 (a) (4) of the Charter of the City and County of San Francisco; therefore be it

RESOLVED, that Police Officers William D. Canning, John P. Carroll; Genady W. Komarchuk; Jerry Lankford; Donald N. Moorehouse; and Michael A. Williams, be, and they are hereby awarded Silver Medals of Valor and granted a reward \$100.00 each, as provided for under said section of the Charter; and be it further

RESOLVED, that Police Sergeant Rene LaPrevotte and Officers Richard J. Andrews; Brian A. Boyd; Steven A. Caniglia; Martin T. Casey; Richard Daniele; Mario DelGadillo; Robert J. DelTorre; Martin G. Dito; Edward B. Dullea; Lewis G. Fong; William M. Herndon; Donald R. Hicks; Daniel J. Mahoney; James Miller; Patrick E. Murphy; Michael D. O'Brian; Harold Pearson; Edward Santos, Jr.; Charles G. Simpson; Lynn J. Smoot; Neil D. Swendsen; Stephen M. Tittel; Kathy Thompson; Joseph L. Weatherman; Philip K. Wong; and Vincent J. Vago, be, and they are hereby awarded Bronze Medals of Valor and granted a reward of \$50.00 each, as provided for under said Section of the Charter; and be it further

RESOLVED, that Inspectors Anatole Balmy; James M. Chase; Jerome A. DeFilippo; William G. Faust; James R. Long; and Police Officers Victor Aissa; William J. Coggan; Ronald M. Dinslage; Robert T. McMillan and Nicholas J. Rubino, be, and they are hereby awarded Meritorious Conduct Awards and granted a reward of \$50.00 each, as provided for under said Section of the Charter.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

HEARING OF POLICE OFFICER JOHN H. MONROE, MISSION STATION

The hearing of Police Officer John H. Monroe, Mission Station, was called it having been set for this date. Police Officer John Monroe was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Failure to comply with Department weight standards (violation of Section 11, Sub-section A-1 of General Order B-1 of the San Francisco Police Department).

in a properly verified complaint by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department.

Police Officer John H. Monroe, appeared in person and was represented by Janis Musante, Attorney at Law.

Mr. Jerry Akins, Attorney at Law, appeared as Prosecutor for the San Francisco Police Department.

An opening statement was made by Mr. Jerry Akins.

An opening statement was made by Ms. Janis Musante.

The Police Commission took the matter under submission, after which the following resolution was adopted:

RESOLUTION NO. 1423-83

DECISION - HEARING OF OFFICER JOHN H. MONROE, MISSION STATION

WHEREAS, on September 27, 1982, Cornelius P. Murphy, Chief of Police, made and served charges against Police Officer John H. Monroe, as follows:

SPECIFICATION NO. 1

- (a) At all times herein mentioned, John H. Monroe was and is a police officer, appointed after March 17, 1970, employed by the San Francisco Police Department, and currently assigned to Mission Station (Company D);
- (b) As a police officer, Officer Monroe (hereinafter the accused) was and is responsible for knowing and obeying the Rules, Procedures, and Orders of the San Francisco Police Department;
- (c) The accused is 5'7" tall and by Department Standards set forth in General Order B-1 of the San Francisco Police Department has a maximum allowable weight of 179 to 196.9 pounds, including a 10% allowable for sustaining a reclining blood pressure below 140mm systolic/90 diastolic;
- (d) On February 25, 1983 the accused was admonished by the Commanding Officer of Personnel and Training for failure to comply with Department Weight Standards and was ordered to comply by April 4, 1983;
- (e) On April 4, 1983, the accused was weighed at 198 pounds which exceeded his maximum allowable weight;
- (f) On April 5, 1983, the accused was reprimanded by the chief of Police and ordered to comply with the Department Weight Standards by May 16, 1983;
- (g) On May 19, 1983, the accused was weighed at 208 pounds which exceeded his maximum allowable weight;
- (h) On June 7, 1983, a Chief's disciplinary hearing was held for the accused. The accused was ordered by the Chief of Police to comply with Department weight standards by September 7, 1983;
- (i) On September 7, 1983, the accused was weighted at 204 pounds with blood pressure of 140 systolic/90 diastolic, which exceeded his maximum allowable weight;

"A". Weight Requirements

1. Male Officers

- a. Members must stay within the assigned weight standards below:

b. HEIGHT	5'7"
MINIMUM WEIGHT	136
MAXIMUM WEIGHT	179'

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, November 16, 1983 and on Wednesday, November 16, 1983 the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Police Officer John H. Monroe as contained in Specification No. 1, Section 11, Sub-section A-1 of General Order B-1 of the San Francisco Police Department are sustained by the evidence presented at the hearing; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer John H. Monroe has violated Specification No. 1, Section 11, Sub-section A-1 of General Order B-1 of the San Francisco Police Department; and be it further

RESOLVED, that it is the order of the Police Commission that Police Officer John H. Monroe, Mission Station, shall be given an additional sixty (60) days to comply with the Height and Weight Standards as defined in Sub-section A-1 of General Order B-1; and be it further

RESOLVED, that upon presentation of satisfactory evidence of compliance by Police Officer John H. Monroe with Sub-section A-1 of General Order B-1, at the Police Commission Meeting of January 18, 1984, charges for violation of said General Order shall be dismissed.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

STATUS REPORT IN THE MATTER OF OFFICER MARK PORTO, CENTRAL STATION

RESOLUTION NO. 1417-83

WHEREAS, the Status Report in the matter of Police Officer Mark Porto, Central Station, was called it having been set for this date; and

WHEREAS, Mr. Michael Gash, Attorney for the San Francisco Police Department, requested a continuance in this matter; therefore be it

RESOLVED, that the Status Report in the matter of Police Officer Mark Porto, Central Station, is set for Wednesday, November 30, 1983 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

REQUEST OF POLICE OFFICER JEFFREY WILLIAMS, MISSION STATION, FOR PERMISSION TO TAKE A LEAVE OF ABSENCE WITHOUT PAY FOR A PERIOD OF THIRTY (30) DAYS FROM NOVEMBER 11, 1983 TO DECEMBER 10, 1983, INCLUSIVE, PENDING HIS HEARING BEFORE THE POLICE COMMISSION (N)

RESOLUTION NO. 1323-83

LEAVE OF ABSENCE WITHOUT PAY PENDING HEARING OF CHARGES

WHEREAS , Police Officer Jeffrey Williams, Mission Station, was suspended without pay effective September 10, 1982, at 2000 hours, pending hearing of charges before the Police Commission; and

WHEREAS, Police Officer Jeffrey Williams, Mission Station, has requested a Leave of Absence Without Pay pending hearing of the charges before the Police Commission; therefore be it

RESOLVED, that Police Officer Jeffrey Williams, Mission Station, be placed on a Leave of Absence Without Pay at his request for a period of thirty (30) days commencing November 11, 1983 until December 10, 1983, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Nedler, Murphy, Sanchez

PUBLIC HEARING ON PUBLIC CONVENIENCE AND NECESSITY FOR THE
ISSUANCE OF TAXI PERMITS

Commissioner Sanchez said this is part two of the continuing opportunity for those who wish to speak to the needs and justifications for the issuance of Taxi Cab Permits. He then asked for additional Staff input. In response, Officer Farrell Suslow said that at the last meeting on this matter, the Commission asked for a report on the situation of Luxor Cab and Yellow Cab and their licensing with the State Public Utilities Commission for Vans. He said the Commissioners now have copies of that report and if there were specific questions on it he would be willing to respond. He also said he had checked with both companies and they have complied so far with the stipulations of reporting to the Public Utilities Commission but they have not begun to operate. He said their operation is an airport type route using 11 passenger vans on a controlled pick-up with reservations. He said they probably will not be starting it until sometime after the first of the year. He said Luxor has a contract with the City Public Utilities Commission a Para-Transit which is a separate entity altogether. He said each company has one van that they will use for the Airport run and it will have to be equipped with lifts for handicapped persons.

Commissioner Sanchez, noting his fellow Commissioners had no further questions in this regard, invited public testimony on the subject. The following speakers came forth and started their positions:

Mr. Thomas Duncan said that throughout all of the meetings on Public Convenience and Necessity to issue Cab Permits, Luxor has stated there was no need for anymore permits, that the passengers were not here to accomodate them. But, he said, nevertheless, they went to the State Public Utilities Commission and obtained permits to operate vans. He said since these hearings started several years ago there have been new hotels built in this city and there is a definite need for additional cab permits. He said for each permit that is issued there are four people who can be put to work and it means a great deal to the economy especially when you can take people off of the welfare and unemployment rolls. He said he would request that the Commission view the overall picture in regard to issuing new permits.

Mr. James Steele, President of Yellow Cab Co-op spoke on the subject and responded to the issued raise by Mr. Duncan. He said he understood Mr. Duncan's concern as Mr. Duncan wants a permit b-t if Mr. Duncan wanted to make accusations he should at least say what is truthful. He said their Van operation is an on-call demand service with three hour advance notice. He said it is not a pick-up off the street or a hote. He said they can not do that and they did not have any intentions of doing it. He said how can it be backed up with taxi service. He said therefore they will not be interfering with taxi service. He said as far as creating new jobs, some people who are issued

new permits will single shift their operations 18 hours out of 24 and then park the vehicle for the rest of the time. He said thereby possible putting oen person to work instead of four.

The next speaker was Mr. Bill Lazar, President of Luxor. He said in Luxor and Yellow they started this Para-Transit Script Program for the elderly and handicapped which has mushroomed for Yellow to approximately 30,000 per month and Luxor does about 25,000. He said the orders in Luxor and Yellow go pretty close to 60 to 70,000 calls a month. He said the problem is that they have approximately 150 cabs in the City that do not take orders. He said he had drivers in his company who would not take calls but instead play the hotels. He said one of the new permits the Commission issued came to Luxor but he told the owner to take his permit and get out of Luxor because he flatly refused to take an order. He said because if this problem throughout the industry, they decided to get together and form a Taxi Association to deal not only with the problem of not taking calls but other matters such as insurance, etc.

Mr. Lloyd Small was the next speaker and he said with the addition of these Vans it is going to increase the traffic problems in the City. He said also there has not been a Convention of any size in a long while in the City, for at least a month or month and a half and if the Commissioners have been out on the street they would see the necessity for the cabs, they would know that it is there. He said he would be in favor of additional cab permits.

Commissioner Nelder seconded and said he was doing so in the light of the conclusion of public testimony tonight with a recommendation to come from the Department at that time.

HEARING OF POLICE OFFICER MARK E. LAHERTY, CENTRAL POLICE STATION

The hearing of Police Officer Mark E. Laherty, Central Station, was called it having been set for this date, Police Officer Mark Laherty was charged with violating the Rules and Procedures as follows.

SPECIFICATION NO. 1

Engaging in conduct which reflects discredit upon the Department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department).

in a properly verified complaint by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department.

Mr. Jerry Akins, Attorney at Law, appeared as Prosecutor for the Police Department.

An opening statement was made by Attorney Akins.

An opening statement was made by Attorney Musante.

Charges against Officer Laherty were then read into the record.

The following named witnesses appeared for the Prosecution, were sworn, and testified:

Ms. Jacequeline Warda
490 Post Street
San Francisco, California

Mrs. Janet Gongga
San Francisco, California

Mr. Dariush Nezaime
Iron Horse Restaurant
Maiden Lane
San Francisco, California

The following exhibitbits were submitted as evidence by the Prosecution.

Exhibit #1 - One photograph of Dariush Nazaime showing front and side facial views.

The following named witnesses appeared for the Defense, were sworn and testified:

Officer Carl Tennebaum
Central Station

Officer Mark Laherty
Central Station

A closing statement was made by Attorney Akins.

A closing statement was made by Attorney Musante.

Chief of Police Cornelius P. Murphy recommended a ninety (90) day suspension, sixty (60) days of which shall be suspended providing that Officer Laherty participates in the Department's re-training program.

The Commission took the matter under submission, after which the following resolution was adopted.

RESOLUTION NO. 1322-83

DECISION - HEARING OF OFFICER MARK E. LAHERTY, CENTRAL STATION

WHEREAS, on May 31, 1983, Cornelius P. Murphy, Chief of Police, made and served charges against Police Officer Mark E. Laherty, Central Station, as follows:

SPECIFICATION NO. 1

- (a) At all times herein mentioned, Mark E. Laherty, Star No. 1412, (hereinafter referred to as "the accused",) was and is a police officer employed by the San Francisco Police Department and assigned to Central Station;
- (b) As a police officer, the accused was and is responsible for knowing and obeying the Rules, Orders and Procedures of the San Francisco Police Department;
- (c) On January 31, 1983, the accused was on duty and assigned to patrol duty on the 1600-2400 hours watch at Central Station;

- (d) At or about 1730 hours on January 31, 1983, the accused and his partner, Officer Carl Tennebaum. Star No. 916, observed a male citizen walking on Mason Street at or near the intersection of Mason and Post Streets in the City and County of San Francisco, State of California;
- (e) The accused and Officer Tennebaum stopped the male citizen. The accused became involved in a verbal exchange with the citizen and detained the citizen on the street;
- (f) When the citizen questioned the procedures and the detention, the accused, without lawful justification, or excuse, struck the subject about the head;
- (g) By striking the subject without lawful justification or excuse, the accused used unnecessary force and thus engaged in conduct which reflects discredit upon the Department which constitutes a violation of Rule A-9 of General Order D-1 of the San Francisco Police Department which states:

"Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the Department, or which reflects discredit upon the Department or any member thereof or that is prejudicial to the efficiency and discipline of the Department, though such offenses are not specifically defined or laid down in these Rules and Procedures shall be considered unofficer-like conduct triable and punishable by the Board."

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, November 16, 1983 and on Wednesday, November 16, 1983, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Police Officer Mark E. Laherty, as contained in Specification No. 1, Rule A-9 of General Order D-1 of the San Francisco Police Department are sustained by the evidence presented at the hearing; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer Mark E. Laherty has violated Specification No. 1, Rule A-9 of General Order D-1 of the San Francisco Police Department; and be it further

RESOLVED, that it is the order of the Police Commission, that for said violations Police Officer Mark E. Laherty, Central Station, shall be suspended for ninety (90) calendar days, sixty (60) of which shall not be imposed on condition that Officer Laherty be suspended for thirty (30) calendar days without pay commencing on Thursday, November 17, 1983 at 2400 hours, and further, Officer Laherty shall satisfactorily participate in the Department's re-training program. Any violations within a one-year period will result in the full ninety (90) day's suspension being imposed.

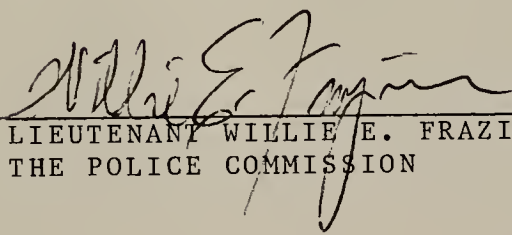
(THE ENTIRE PROCEEDINGS WERE TAKEN IN SHORTHAND FORM BY MS. LINDA PRANSKY, CSR.)

Recesses taken during the hearing of Officer Laherty:

2100 hours to 2108 hours
2155 hours to 2207 hours
2218 hours to 2231 hours

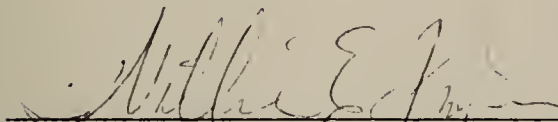
AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

THE MEETING WAS THEN ADJOURNED AT 10:40 P.M.

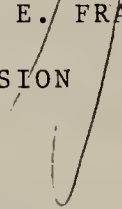


LIEUTENANT WILLIE E. FRAZIER/SECRETARY
THE POLICE COMMISSION

THE POLICE COMMISSION MEETING OF NOVEMBER 23, 1983
WAS CANCELLED



LIEUTENANT WILLIE E. FRAZIER
SECRETARY
THE POLICE COMMISSION



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11/30/83

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30 NOVEMBER 1983

REGULAR MEETING

Minutes

The ~~Police~~ Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 840 Bryant Street, on Wednesday, November 30, 1983 at 4:30 p.m. in a Regular Meeting.

PRESENT: Commissioners Nelder, Murphy, Sanchez

ABSENT: Commissioners Daly, Ioler

Commissioner Sanchez presiding.

APPROVAL OF MINUTES OF THE MEETINGS OF JUNE 22, JUNE 29, JULY 6, AND JULY 13, 1983, THE COMMISSIONERS HAVING RECEIVED, AMENDED, AND RETURNED COPIES OF SAME

Approved.

APPROVAL OF CONSENT CALENDAR

RECOMMENDATION OF THE TRAFFIC BUREAU ON THE INSTALLATION OF ZONING FOR REGULATION OF TRAFFIC ON THE PUBLIC STREETS

548 HAIGHT ST (FILLMORE ST) "UNITED SUPREME COUNCIL GRANT
OF WORLD MASONS INC."

At 548 Haight Street, INSTALL 22' White Zone
from the east property line of 548 Haight Street
22' west.

246 McALLISTER ST (HYDE ST) "ABIGAIL HOTEL" GRANT

At 246 McAllister Street, INSTALL 21' White
Zone from 171' to 192' west of Hyde Street.

100 GREEN ST (BATTERY ST) "FOLGER & LEVIN GRANT
LAW FIRM"

At 100 Green Street, INSTALL 22' White
Zone from 30' to 52' south of Battery Street.

3245 GEARY BLVD (PARKER ST) "U.S. POST OFFICE" GRANT

At 200 Parker Street, INSTALL 95' Green Zone
from 9' to 104' south of Geary Boulevard on
Parket Street. Also, paint Red Zone at
driveway on Parket Street 6' north side and
3' south side.

735 HARRISON ST (3rd ST) "VIDEO WEST" GRANT

At 735 Harrison Street, INSTALL 22' Yellow
Zone from the east property line 22' west.

1901 LOMBARD ST (BUCHANAN ST) "COVENTRY MOTOR INN" GRANT

At 1901 Lombard Street, INSTALL 22' White
Zone from 32' to 54' west of the east property
line.

2713 SAN BRUNO AV (BACON ST) "POTYOLA BUSINESS GRANT
MACHINES"

At 2713 San Bruno Avenue, INSTALL 22' Special Truck Loading Zone from 42' to 64' south of Bacon Street. Sign to be installed on Meter #2705, Special Truck Loading Zone 7 am - 1 pm.

1871 HAYES ST (MASONIC AV) "HAYES STREET REVOKE
STUDIO" GRANT

At 1871 Hayes Street, REVOKE 24' Green Zone from 75' to 99' east of Ashbury Street. INSTALL 24' Blue Zone from 75' to 99' east of Ashbury Street.

2080 VAN NESS AV "CAFE ROYAL" REVOKE
GRANT

At 2080 Van Ness Avenue, REVOKE 18' Special White Zone from 10' to 28' south of Pacific Avenue. 5 pm to Midnight, remove sign on Meter 2028. INSTALL 40' Special White Zone from 72' to 112' south of Pacific Avenue on Van Ness Avenue, 40' Special White Zone from 5 pm to Midnight.

400 PARNASSUS AV (ARGUELLO BLVD) "DPW/NELSON WONG" REVOKE
GRANT

At 400 Parnassus Avenue, REVOKE 19' Yellow Zone from 8' to 27' west of entrance to student union building. INSTALL 40' Special Truck Loading Zone from 8' to 48' west of the entrance to student union building 7 am - 6 pm.

600 PARNASSUS AV (3rd AV) "DPW/NELSON WONG" REVOKE
GRANT

At 600 Parnassus Avenue, REVOKE 18' White Zone from 22' to 40' west of 3rd Avenue crosswalk. INSTALL 18' Blue Zone from 22' to 40' west of 3rd Avenue crosswalk.

501 PARNASSUS AV (3rd AV) "DPW/NELSON WONG" REVOKE
GRANT

At 525 Parnassus Avenue, REVOKE 36' Yellow Zone from 75' to 111' east of the Third Avenue crosswalk. INSTALL 89' Special Truck Loading Zone from Third Avenue crosswalk 89' east, 7 am - 6 pm.

600 PARNASSUS AV (3rd AV) "DPW/NELSON WONG" REVOKE
GRANT

At 602 Parnassus Avenue, REVOKE 50' White Zone from 8' to 58' west of Third Avenue. INSTALL four (4) Meters with signs. INSTALL 80' Special Passenger Zone 7 am - 9 pm and 4 pm - 5 pm west of Third Avenue.

600 PARNASSUS AV (4th AV) "DPW/NELSON WONG"

At 621 Parnassus Avenue, INSTALL 40' Special Truck Loading Zone from 75' to 115' east of 4th Avenue, 7 am - 6 pm.

700 PARNASSUS AV (5th AV)"DPW/NELSON WONG"

At 729 Parnassus Avenue, INSTALL 20' Yellow
Zone from 5' to 25' east of 5th Avenue.
REMOVE Meter #629.

740 TAYLOR ST (SUTTER ST)"S.F.P.D."REVOKE

At 740 Taylor Street, REVOKE 40'
White Zone 40' south of the north line
of the building.

1 PERSIA AV (MISSION ST)"S.F.P.D."REVOKE

At 1 Persia Street, REVOKE 22' Yellow
Zone 25' to 47' east of Mission Street
on Persia Street.

REVOKED

RESOLVED, that the recommendation of the Traffic
Bureau on the revocation of 227 feet of green, blue, yellow, red,
and white zones at the parts of the City, at the location submitted
be, and the same are hereby approved.

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RECOMMENDATION OF THE CITY ATTORNEY FOR SETTLEMENT OF THE FOLLOWING
CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 1325-83HOLLADAY OFFICE MACHINES

RESOLVED, that the recommendation of the City Attorney
for settlement of the claim of Holladay Office Machines against
the City and County of San Francisco in the sum of \$224.48 as
the result of damages sustained, be, and the same is hereby
approved.

Date of Incident: February 1982

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1326-83MICHAEL W. MOULDER

RESOLVED, that the recommendation of the City Attorney
for settlement of the claim of Michael W. Moulder against the
City and County of San Francisco in the sum of \$100.20 as the
result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 8, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1327-83RALPH G. GRANO

RESOLVED, that the recommendation of the City Attorney
for settlement of the claim of Ralph G. Grano against the City and
County of San Francisco in the sum of \$975.00 as the result of

damages sustained be, and the same is hereby approved.

Date of Incident: July 29, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1328-83

CIVIL SERVICE EMPLOYERS INSURANCE AND DOROTHY CREASY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Civil Service Employers Insurance and Dorothy Creasy against the City and County of San Francisco in the sum of \$50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 14, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1329-83

ALL VEHICLE PARTS, INC.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of All Vehicle Parts, Inc. against the City and County of San Francisco in the sum of \$77.60 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 23, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1330-83

SHIRLEY & ARTHUR HUIE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Shirley & Arthur Huie against the City and County of San Francisco in the sum of \$27.60 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 24, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1331-83

EDWARD GERRARD MANNION

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Edward Gerrard Mannion against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 24, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1332-83THOMAS M. KNOBLAUCH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Thomas M. Knoblauch against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 11, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1333-83VALERIE BUSBY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Valerie Busby against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 5, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1334-83VIRGIL B. WILLIAMS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Virgil B. Williams against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 2, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1335-83RICHARD A. ZULLO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Richard A. Zullo against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 24, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1336-83DAVID W. PATTERSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of David W. Patterson against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 9, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1337-83DAVID HUGHES & JANET HAAS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of David Hughes and Janet Haas against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 20, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1338-83JOHN VALENTINE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John Valentine against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 27, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1339-83THELMA F. ELLIS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Thelma F. Ellis against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 25, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1340-83DIRK WELDON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Dirk Weldon against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 21, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1341-83ABC TOWING & STORAGE COMPANY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Company against the City and County of

San Francisco in the sum of \$77.60 as the result of damages sustained be, and the same is hereby approved.

Date of Incident: September 30, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1342-83

HENRY EINAR FINK

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Henry Einar Fink against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 30, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1343-83

RICHARD HIRSH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Richard Hirsh against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 26, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1344-83

GARRETT REDMOND

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Garrett Redmond against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 26, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1345-83

RICHARD HOLFENER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Richard Holfener against the City and County of San Francisco in the sum of \$43.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 28, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1346-83KATHLEEN DILLWOOD

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Kathleen Dillwood against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 9, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1347-83IVAN OMAR TORRES

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ivan Omar Torres against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 30, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1348-84JAMES RUDY LOPEZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of James Rudy Lopez against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 25, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1349-83BURTON E. GRAHAM

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Burton E. Graham against the City and County of San Francisco in the sum of \$68.40 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 11, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1350-83KATHLEEN O'SHEA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Kathleen O'Shea against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 24, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1351-83DAMON WONG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Damon Wong against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 9, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1352-83CECILIA WELLS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Cecilia Wells against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 19, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1353-83EARL W. MENEWEATHER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Earl W. Meneweather against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 1, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1354-83CINDY OGLE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Cindy Ogle against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 21, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1355-83AZUCENA E. SIERRA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Azucena E. Sierra against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 18, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1356-83LISA MARIE NELSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lisa Marie Nelson against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 1, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1357-83JIM PALAZZI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jim Palazzi against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 8, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1358-83PAUL R. KEATING

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Paul R. Keating against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 5, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1359-83JOYCE A. BROTHERS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Joyce A. Brothers against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 19, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1360-83JOHN MADRIGAL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John Madrigal against the City and County of San Francisco in the sum of \$33.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 31, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1362-83JOHN A. BARR

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John A. Barr against the City and County of San Francisco in the sum of \$4.37 as the result of damages sustained be, and the same is hereby approved.

Date of Incident: September 27, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1363-83SHARON YUKI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sharon Yuki against the City and County of San Francisco in the sum of \$40.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: April 13, 1982 and
September 13, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1364-83LESSIE MAE MITCHELL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lessie Mae Mitchell against the City and County of San Francisco in the sum of \$50.00 as the

result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 20, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1365-83

DAVID SCHROETER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of David Shroeter against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 19, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1366-83

KAREN JACOBSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Karen Jacobson against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 2, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1367-83

BLAKE A. SAMSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Blake A. Samson against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 24, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1368-83

YELLOW CAB CO-OP, INC.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Yellow Cab Co-op, Inc. against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 29, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1369-83KATIE MUSANTE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Katie Musante against the City and County of San Francisco in the sum of \$602.24 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: March 9, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1370-83RENE C. LaPREVOTTE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Rene C. LaPrevotte against the City and County of San Francisco in the sum of \$160.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 11, 1983

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

POLICE COMMISSION REPORT

Commissioner Sanchez said that the Mayor had established a Task Force to look into several matters regarding the Traffic situation around town. He said he would like to point out that the Police Commission earlier this year had issued an Information Bulletin regarding parking on the sidewalk as there were many complaints received by the elderly and handicapped that they were not able to walk on the sidewalks and it appears that now everything has slipped back to its same old position. He said he would request that the Department re-issue that Bulletin to insure that these people would have the sidewalks free so that they would be able to traverse them without having to walk out into the streets.

Deputy Chief Shannon assured the Commission that the Bulletin would be re-issued.

Commissioner Murphy said that she had mentioned a plan three times before and it has never been implemented and that is to give some of the organizational people warning citations to place on cars of violators who park on the sidewalk and when one person has accumulated four or five of these citations, then the Department should go after them. Sh said it is a very simple way of reminding people that they are breaking the law.

Commissioner Sanchez then said he would like to entertain Item 6.

REQUEST FOR A SUPPLEMENTAL APPROPRIATION FOR 1983-84 BUDGET IN THE AMOUNT OF \$27,965.00 TO PROVIDE FOR ADJUSTMENT OF RE-CALCULATION COSTS OF THE INTERNAL AFFAIRS BUREAU BASE YEAR 1980-81, PURSUANT TO PROPOSITION A, OFFICE OF CITIZENS COMPLAINTS

Deputy Chief Shannon informed the Commission that this Item involves two separate resolutions. One he said would state that the Department wishes the 80/81 baseline budget of the Internal Affairs Bureau re-adjusted to 936,154 and the reason is that when it was calculated it was done by using straight budget figures and did not take into consideration clerks that were assigned.

He said the second part is, he said, and he then allowed Mr. Swann, the Director of the Office of Citizens Complaints to speak, and Mr. Swann said that the Second part is to request approval of a Supplemental Appropriation request reflecting the increase of the baseline had it been raised at the time like it should have been. After further discussion the Commission approved the request and adopted the following resolutions:

RESOLUTION NO. 1421-83

REQUEST FOR A SUPPLEMENTAL APPROPRIATION FOR 1983-84 BUDGET IN THE AMOUNT OF \$27,200.00 TO PROVIDE FOR ADJUSTMENT OF RE-CALCULATION COSTS OF THE INTERNAL AFFAIRS BUREAU BASE YEAR 1980-1981, PURSUANT TO PROPOSITION A, OFFICE OF CITIZENS COMPLAINTS

RESOLVED, that the Police Commission hereby approves a request for a supplemental appropriation amounting to \$27,200.00 to purchase four WANG Word Processing work stations and two IBM Selectric III typewriters. Said equipment to be used by the Office of Citizens Complaints. The funding source will be "any legally available funds."

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RESOLUTION NO. 1422-83

DETERMINATION OF COSTS OF INTERNAL AFFAIRS BUREAU FOR FISCAL YEAR 1980-1981

WHEREAS, at the General Election held on November 2, 1982, the voters of the City and County of San Francisco adopted a Charter Amendment entitled "Proposition A - Office of Citizens Complaints,"; and

WHEREAS, said amendment provides that the annual appropriations for all costs of the Office of Citizens Complaints shall not exceed sixty percent (60%) of the costs incurred by the Police Department's Internal Affairs Bureau for the fiscal year ending June 30, 1981 (hereinafter referred to as "the base year"), adjusted annually for inflation; and

WHEREAS, on May 12, 1983, a lawsuit captioned Britt, et al., vs. The Police Commission of the City and County of San Francisco, et al., (Superior Court No. 809-043) was filed alleging, among other things, that the Police Department had miscalculated the base-year costs for the Internal Affairs Bureau; and

WHEREAS, the Police Department has recalculated the costs of the Internal Affairs Bureau for the base year and has established them to be \$936,154, based on the cost figures attached hereto; and

WHEREAS, the Police Commission has reviewed the cost figures attached hereto and concurs with the Police Department's calculation of the base year costs for the Internal Affairs Bureau; therefore be it

RESOLVED, that the Police Commission hereby determines that the base year costs for the Police Department's Internal Affairs Bureau, upon which future budgetary appropriations for the Office of Citizens Complaints shall be based, is \$936,154.00.

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

REQUEST FOR A SUPPLEMENTAL APPROPRIATION AMOUNTING TO \$38,000
WHICH WILL FUND THE COMPLETION OF A MOTORCYCLE REPAIR FACILITY

RESOLUTION NO. 1324-83

RESOLVED, that the Police Commission hereby approves a request for a supplemental appropriation amounting to \$38,000 to complete a motorcycle repair facility. Said facility to be used to repair Police Department motorcycles. The funding source will be "any legally available funds."

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE JITNEY BUS PERMIT
ISSUED TO STANLEY S. FONG, BE REVOKED

After listening to a brief presentation regarding this Item, from Officer Lamont Suslow of the Permit Section and a Mr. Pearson, Attorney at Law, representing Mr. Fong, Commissioner Nelder moved that it be continued for one week to allow Mr. Lawrence Wilson, Attorney for the San Francisco Police Department, to appear and present the Department's legal position to the Commission.

CHIEF'S REPORT TO THE POLICE COMMISSION

The Chief said he had no report for the Commission tonight.

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION
APPROVE THE RESOLUTION TO WITHDRAW THE JITNEY BUS PUBLIC CONVE-
NIENCE AND NECESSITY APPLICATION OF MR. LOVE N. TIBERE

RESOLUTION NO. 1380-83

WHEREAS, Mr. Love N. Tibere applied to the Police Commission for a declaration by the Police Commission of public convenience and necessity for the issuance of a permit to operate a Jitney Bus; and

WHEREAS, Mr. Love N. Tibere was given written notice to file for a Jitney Bus permit to operate on the Third Street route in compliance with Police Commission Resolution 155-83 and 616-83; and

WHEREAS, Mr. Love N. Tibere, after partially completing the permit application process, realized that the requirements of Jitney Bus operations could not be met by him because of his other job; and

WHEREAS, Mr. Love N. Tibere filed a written request to withdraw his public convenience and necessity application for a Jitney Bus permit; therefore be it

RESOLVED, that the Police Commission accepts the withdrawal request of Mr. Love N. Tibere.

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

DECISION ON PUBLIC CONVENIENCE AND NECESSITY - TAXICAB PERMITS

Officer Farrell Suslow said that the November 16th Meeting of the Police Commission concluded after taking the Public Testimony for Public Convenience and Necessity and requested that the Department review all of the applications pending along with the testimony and thereafter submit its recommendations. He said their bottom line findings is that there is no need for the issuance of additional taxicab permits beyond the existing 711.

Commissioner Nelder said that since the Department recommends that there has been sufficient evidence produced to grant additional permits and it is his own feeling that the presentations made before the Commission agrees with the Department's stand, although there was a lot of testimony for the issuance, the fact of the matter is that it hasn't been shown that the Public needs additional services at this time. He said perhaps in the future that will reverse itself. He continued by saying that on the strength of the testimony that has been presented before the Commission and the strength of the recommendation of the Department he would move that the Recommendation of the Department be accepted.

Commissioner Murphy seconded and it was unanimously approved.

RESOLUTION NO. 1384-83

APPLICATION FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR THE OPERATION OF TAXICAB PERMITS - DENIED

WHEREAS, individuals have applied to the Police Commission for a declaration by the Commission of Public Convenience and Necessity for the issuance of permits to operate a taxicab in the City and County of San Francisco; and

WHEREAS, this matter come on for hearing before the Police Commission of the City and County of San Francisco on November 11, 1983, and continued to and including November 30, 1983; and

WHEREAS, the various persons testified in opposition to the granting of additional permits and evidence in support of their position, was presented to the Commission; and

WHEREAS, the law requires that in order for a declaration of public convenience and necessity to be made, the applicants shall have the burden of proof to establish by clear and convincing evidence that public convenience and necessity require the operation of the vehicle for which permit application is made; and

WHEREAS, existing permit holders are, under normal condition, adequately serving the public; and

WHEREAS, the applicants failed to present evidence to support that any extraordinary conditions exist; therefore be it

RESOLVED, that it is the decision of the Commission to deny additional taxicab permits.

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

DECUSSION: PRIVATE PATROL vs. PATROL SPECIAL OFFICER
JURISDICTIONAL AUTHORITY FOR THE PROVISION OF PATROL SERVICES
IN THE PARK MERCED AREA - (CONTINUED FROM NOVEMBER 9th MEETING)

Mr. Michael Gash, Attorney for the San Francisco Police Department's Legal Office, said that the Department's recommendation is that the Commission should not take any action regarding this complaint as it has no authority to make the management of Park Merced enter into an agreement with Officer Fred Grenci for Officer Grenci's services. He said also, reference has been made to Section 1750 of the Municipal Police Code for the purposes of enforcement but to enforce this Section the Department must have set up procedures as outlined by this Section and it has not done so. He said as far as the type of services being operated by the ABM Personnel, he said it is legal because they are not engaged in police services.

Commissioner Nelder said the people out there are basically interested in a more aggressive posture from the viewpoint of Law Enforcement. He suggested to the Chief that the matter be worked out so that Community Relations and the top staff in the Taraval Police Station and Mr. Gash could meet with the residents and their representatives periodically so as to develop more visibility from the Police Department and this might be a way to go.

After listening to other speakers in this regard, Commissioner Sanchez said that the Department's recommendation to the Commission is that the Commission take no action other than support the Chief's action which he will be undertaking with Mr. Gash of Legal and the Community of Park Merced and members of the Taraval Police Station. This was as a considered motion by Commissioner Murphy and it was unanimously approved.

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE BOARD OF SUPERVISORS
PLACE ON THE JUNE, 1984 BALLOT A CHARTER AMENDMENT EXTENDING THE
PROBATIONARY PERIOD OF POLICE OFFICERS PROVIDED FOR IN CHARTER
SECTION 8.340 - APPROVED

RESOLUTION NO. 1381-83

AMENDMENT TO CHARTER SECTION 8.340

WHEREAS, Charter Section 8.340 establishes the probationary period of members of the uniform rank of the police department to be one year; and

WHEREAS, the period of training of new police officers extends for a total of eight months, leaving only four months of the present probationary period to permit on-the-street evaluation of police officers; and

WHEREAS, it is the determination of the Chief of Police and the Police Commission of the City and County of San Francisco that this period of time is not sufficient to evaluate the abilities of recently hired police officers; now therefore be it

RESOLVED, that the Police Commission of the City and County of San Francisco does hereby request that the Board of Supervisors of the City and County of San Francisco submit to the voters and recommend for their adoption the attached amendment to Charter Section 8.340.

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

PROPOSED AMENDMENT TO THE POLICE EMERGENCY ALARM ORDINANCERESOLUTION NO. 1391-83

WHEREAS, the Board of Supervisors has recently adopted the Police Emergency Alarm Ordinance; and

WHEREAS, violations for excessive false alarms are deemed infractions; and

WHEREAS, as currently drafted violations of the ordinance for alarms emitting sounds similar to emergency vehicles and for alarms not shutting off after sounding for 15 minutes are deemed misdemeanors; and

WHEREAS, consistency with the purposes of the ordinance requires that violations for alarms emitting sounds similar to emergency vehicles and for alarms not shutting off after sounding for 15 minutes should be deemed infractions, now; therefore be it

RESOLVED, that the Honorable Police Commission requests the Board of Supervisors to amend the Municipal Code (Police Code) by adding subsection (d) to Section 3703 and subsection (d) to Section 3704 or Article 37 to classify violations of these sections as infractions, each with a maximum penalty of a fine of \$20.00.

AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

REQUEST OF OFFICERS MICHAEL RODRIGUEZ AND PETER THOSHINSKY,
POTRERO STATION, TO ACCEPT A REWARD IN THE AMOUNT OF \$75.00
FOR THE APPREHENSION OF TWO MILITARY DESERTERS

RESOLUTION NO. 1389-83

RESOLVED, that the request of Police Officers Michael Rodriguez and Peter Thoshinsky, Potrero Station, to accept a reward in the amount of \$75.00 for the apprehension of two military deserters, be, and the same is hereby approved.

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE TRANSFER OF
PATROL SPECIAL BEAT No. 69 AND THE REAPPOINTMENT OF DAN MORRIS
AS A PATROL SPECIAL OFFICER BE APPROVED

RESOLUTION NO. 1390-83

RESOLVED, that pursuant to Superior Court Case No. 811-351, a default payment judgement against Patrol Special Officer Jack Menn ordering Beat No. 69 transferred back to Dan Morris, be, and the same is hereby approved; and be it further

RESOLVED, that Dan Morris is hereby reappointed as a Patrol Special Officer for Beat No. 69, Mission Police District, said appointment effective November 30, 1983.

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

NOTIFICATION AND FILING OF CHARGES AGAINST RECRUIT OFFICER
FRANCIS I. KANG, NORTHERN STATION

RESOLUTION NO. 1392-83

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Francis I. Kang, Northern Station, as follows:

SPECIFICATION NO. 1

Failure to acquire and maintain a working knowledge of all information required to perform the duties of a police officer (violation of Rule A-7 of General Order D-1 of the San Francisco Police Department);

SPECIFICATION NO. 2

Failure to perform assigned duties promptly and according to Department procedures (violation of Rule A-5 of General Order D-1 of the San Francisco Police Department).

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Francis I. Kang, Northern Station, is set for Wednesday, December 7, 1983 at 4:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

HEARING OF POLICE OFFICER CLINT LOCY, INGLESIDE STATION

RESOLUTION NO. 1382-83

WHEREAS, the hearing of Police Officer Clint Locy, Ingleside Station, was called it having been set for this date; and

WHEREAS, it has been requested by Mr. Jerry Akins, Attorney for the San Francisco Police Department, that the matter be continued to December 7, 1983; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Clint Locy, Ingleside Station, is continued to Wednesday, December 7, 1983 at 4:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

HEARING OF POLICE OFFICER DOUGLAS HANSEN, POTRERO STATION

RESOLUTION NO. 1393-83

WHEREAS, the hearing of Police Officer Douglas Hansen, Potrero Station, was called it having been set for this date; and

WHEREAS, it has been requested by Mr. Michael E. Gash, Attorney for the San Francisco Police Department that the matter be continued to January 11, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Douglas Hansen, Potrero Station, is continued to Wednesday, January 11, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Nelder, Murphy, Sanchez
ABSENT: Commissioners Daly, Toler

HEARING OF POLICE OFFICER JEFFREY WILLIAMS, MISSION STATION

The hearing of Police Officer Jeffrey Williams, Mission Station, was called it having been set for this date. Police Officer Jeffrey Williams was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Failure to prevent crime while off-duty
(violation of Rule A-2 of General Order
D-1 of the San Francisco Police Department);

SPECIFICATION NO. 2

Engaging in conduct which tends to subvert the good order, efficiency or discipline of the Department and which reflects discredit upon the Department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department).

FIRST AMENDED COMPLAINT

SPECIFICATION NO. 1

Failure to prevent crime while off-duty
(violation of Rule A-2 of General Order
D-1 of the San Francisco Police Department).

in a properly verified complaint by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department.

Police Officer Jeffrey Williams appeared in person and was represented by Ms. Janis Musante, Attorney at Law.

Mr. Michael E. Gash, Attorney at Law, appeared on behalf of the San Francisco Police Department.

An opening statement was made by Attorney Gash for the Prosecution.

An opening statement was made by Attorney Musante for the Defense.

The following named witnesses were called by the Prosecution, were sworn and testified:

Sergeant Thomas Manning
San Bruno Police Department

Captain Anthony Conte
San Bruno Police Department

The following exhibits were entered into evidence by the Prosecution:

Exhibit 1 S.F.P.D. Laboratory Results Examination
dated, Friday, October 8, 1982.

Exhibit 2 S.F.P.D. Inter-departmental Memorandum prepared by Sergeant Frank Harrington, dated Tuesday, October 18, 1983.

Exhibit 3 San Mateo Unity Arrest Report Booking Sheet, S.M.C.S.D. 220525.

The following named witnesses were called by the Defense, were sworn and testified:

Ms. Linda Bonicci
133 San Benito Way
San Bruno, California

Officer Jeffrey Williams
Mission Police Station

Ms. Linda Marie Lickman
760 Market Street - Suite 365
San Francisco, California

The following exhibits were entered into evidence by the Defense:

Exhibit A Tenant Application for 133 San Benito Way, San Bruno, California, dated Wednesday, November 9, 1983

Exhibit B Rent receipts from October 31, 1981 to October 31, 1982

Attorney Gash presented a closing statement and Attorney Musante also submitted a closing statement.

Cornelius P. Murphy, Chief of Police, recommended that Officer Jeffrey Williams be terminated.

The Commission took the matter under submission, after which the following resolution was adopted:

RESOLUTION NO. 1383-83

DECISION - HEARING OF POLICE OFFICER JEFFREY WILLIAMS, MISSION STATION

WHEREAS, on September 15, 1982, George Eimil, Acting Chief of Police of the San Francisco Police Department, made and served charges against Police Officer Jeffrey Williams as follows:

SPECIFICATION NO. 1

- (a) At all times herein mentioned, Jeffrey A. Williams, Stat 2106, was and is a police officer employed by the San Francisco Police Department and assigned to Company D-Mission Station.
- (b) As a police officer, Officer Williams (hereinafter, the accused), was and is responsible for knowing and obeying the rules, orders, and procedures of the San Francisco Police Department;
- (c) On September 10, 1982, Officers from the San Bruno Police Department executed a search warrant upon 133 San Benito Way, by the San Bruno Police Department for possession of marijuana for sale;

- * (d) The officers from the San Bruno Police Department searched the residence of the accused and discovered a large quantity of marijuana;
- * (e) Possession of marijuana is a crime as defined in the California Health and Safety Code;
- * (f) On September 10, 1982, the accused was arrested at 133 San Benito Way, by the San Bruno Police Department for possession of marijuana for sale;
- * (g) As a police officer the accused has a duty to prevent crime at all times.
- ** Notwithstanding this duty, the accused, by possessing a large quantity of marijuana, not only failed to prevent crime, but actually engaged in criminal conduct which constitutes a violation of Rule A-2 of General Order D-1 of the San Francisco Police Department, which states:

"Officers shall, while off-duty, take all reasonable steps to prevent crime, detect and arrest offenders, and protect life and property that are consistent with the officers' ability to take proper action at the time in question."

*(Amended by First Amended Complaint, Specification No. 1, of November 5, 1982).

** (In Paragraph "g" the Commission, on final deliberation deleted the phrase "a large quantity of").

SPECIFICATION NO. 2

- (a) Each and every allegation contained in paragraphs (a) through (g) of Specification No. 1 are hereby incorporated by reference as though each were fully set forth herein;
- (b) By failing to prevent crime and by subsequently being arrested by an officer of the San Bruno Police Department, the accused engaged in conduct which tends to subvert the good order, efficiency or discipline of the Department and which reflects discredit upon the Department or any member thereof or that is prejudicial to the efficiency and discipline of the Department, though such offenses are not specifically defined or laid down in these Rules and Procedures, shall be considered unofficerlike conduct triable and punishable by the Board."

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, November 9, 1983, Wednesday, November 30, 1983 and on Wednesday, November 30, 1983 the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Police Officer Jeffrey Williams as contained in Specification No. 1, First Amended Complaint, violation of Rule A-2 of General Order D-1 and Specification No. 2, violation of Rule A-9 of General Order D-1 of the San Francisco Police Department are sustained by the evidence presented in the hearing; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer Jeffrey Williams has violated Rule A-2 of General Order D-1 and Rule A-9 of General Order D-1 of the San Francisco Police Department; and for said violations he shall be dismissed from the San Francisco Police Department; and be it further

RESOLVED, that said dismissal, effective immediately, be, and the same is hereby approved.

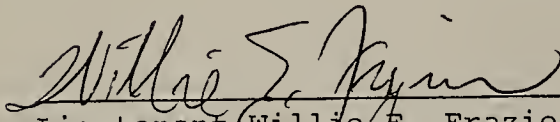
AYES: Commissioners Daly, Toler, Nelder,
Murphy, anchez

(THE ENTIRE PROCEEDINGS WERE TAKEN IN SHORTHAND
FORM BY MS. LINDA PRANSKY, CSR.)

Recesses taken during the hearing of Police Officer
Jeffrey Williams:

2005 hours to 2010 hours
2154 hours to 2228 hours
2230 hours to 2240 hours

THE MEETING WAS THEN ADJOURNED AT 10:40 PM


Lieutenant Willie E. Frazier
Secretary
THE POLICE COMMISSION

7 DECEMBER 1983EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 512, Hall of Justice, 850 Bryant Street, on Wednesday, December 7, 1983 at 1600 hours in Executive Session.

PRESENT: Commissioners Daly, Murphy, Nelder, Sanchez, Toler

1. Attorney-Client Conference.

Commissioner Sanchez presiding.

7 DECEMBER 1983REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, December 7, 1983 at 1630 hours in Regular Session.

PRESENT: Commissioners Daly, Murphy, Nelder, Sanchez, Toler

Commissioner Sanchez presiding.

MAYOR DIANNE FEINSTEIN - REVIEW OF THE POLICE DEPARTMENT'S PERFORMANCE FOR THE YEAR 1983 (HIGHLIGHTS - ENTIRE REPORT ON FILE WITH CALENDAR ITEM OF THIS DATE AND MAYOR'S FILE)

Crime Rates

In her review of the Police Commission's performance, she highlighted the issues of crime rates and the fact that serious crimes declined 8.9% in San Francisco.

Response Time

City-wide police response time to priority calls fell from 2 and 3/4 minutes to 2 1/2 minutes. She stated this is encouraging since no improvement occurred the previous year. Almost all watches on the midnight and swing watches showed 15 second improvements in their average times. Day watches, which have the slowest response times, average just over 3 minutes as they did last year. This is due in part to increased traffic congestion during the day.

Foot Patrols

She asked the Commission and the Chief to continue their efforts to step up footbeat deployments wherever possible.

On-Street Crime

On-street crimes consist of robbery, assault, auto theft and purse snatching. All stations set targets to prevent increases in on-street crime, and, in all cases reductions were achieved. After achieving a 7.4% citywide decline in '81-'82 over '80-'81 levels, this past year the Department achieved an astonishing city-wide reduction of 19%. This parallels the general decline in all serious crimes except larceny during the same period.

Other Productivity Measures

Average bookings, misdemeanor and other citations are tracked by the Department to assure that the Chief's orders are implemented and workload is shared. While arrests were down slightly, reflecting the decrease in crime, misdemeanor citations were up. Almost 13,000 misdemeanor citations were issued this year; this is encouraging since selectively issuing citations avoids jail and court overcrowding and saves considerable officer booking time.

Traffic Enforcement

The combined enforcement efforts of the patrol car officers and traffic bureau motorcycle officers have once again reduced injury accidents by 6.8% this past year, a clear improvement over the 2.5% reduction in 1981-82. Fatal accidents dropped from 64 to 60 for the year.

Special Units

The Department's crime prevention units enjoyed a growing share of departmental resources as their successes in crime prevention have been confirmed. For the third year in a row, robberies in the Western Addition have declined--this year 16.2%--because of intensified tactical unit patrols in the area.

We have had a recent period of steady decline in crime on our public transit system. Criminal incidents on Muni during the last 6 months dropped 25%, from 845 to 635. Incidents of armed robbery on the Muni dropped from 17 to 9, and pickpocket complaints dropped from 460 to 271. However assaults were down only slightly.

Conclusion

In conclusion, she stated this past year has been a year of strengthening the infrastructure of the Department. Major investments have been made by the citizens in personnel and technology to improve departmental operations. This year and next, she stated she would look to the Commission to assure that we achieve a satisfactory return on this investment.

The goals of this Department in serving the public are to prevent and reduce crime and to assure that our citizens feel secure. This is accomplished through high professional performance by the men and women of the Department. She stated she was proud of the Department and relies on the Commission and the Chief to make sure that our policies include humane, courteous and professional treatment of people in need of police services. Expanded footbeats and closer supervision of all officers must remain the top priority for the current year. These will, she stated, increase the Department's capacity to fight crime and make our City a safe place to live and work.

PRESENTATION of MEDAL OF VALOR AWARDS AND CERTIFICATES

The following members of the Police Department were presented Medal of Valor Awards and Certificates:

Silver Medal

Officer William D. Canning
Officer John P. Carroll
Officer Genady W. Komarchuk
Officer Jerry Lankford
Officer Donald M. Moorehouse
Officer Michael A. Williams

Bronze Medal

Sergeant Rene LaPrevotte
Officer Richard T. Andrews
Officer Brian A. Boyd
Officer Steven A. Caniglia
Officer Martin T. Casey
Officer Richard Daniele
Officer Mario DelGadillo
Officer Robert J. DelTorre
Officer Martin G. Dito
Officer Edward Dullea
Officer Lewis G. Fong

Bronze Medal (continued)

Officer William M. Herndon
 Officer Donald R. Hicks
 Officer Daniel J. Mahoney
 Officer James Miller
 Officer Patrick E. Murphy
 Officer Michael D. O'Brien
 Officer Harold Pearson
 Officer Edward Santos, Jr.
 Officer Charles G. Simpson
 Officer Lynn J. Smoot
 Officer Neil G. Swendsen
 Officer Kathy Thompson
 Officer Stephen M. Tittel
 Officer Joseph L. Weatherman
 Officer Philip K. Wong
 Officer Vincent J. Vago

Meritorious Award

Inspector Anatole Balmy
 Inspector James M. Chase
 Inspector Jerome A. DeFilippo
 Inspector William G. Faust
 Inspector James R. Long
 Officer Victor Aissa
 Officer William Coggan
 Officer Ronald M. Dinslage
 Officer Robert T. McMillan
 Officer Nicholas J. Rubino

RECOMMENDATION OF THE CITY ATTORNEY OF THE FOLLOWING CLAIMS AGAINST THE
 CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 1396-83RALPH KING, JR.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ralph King, Jr. against the City and County of San Francisco in the sum of \$50.00 as a result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 4, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 1397-83KEN BROWN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ken Brown against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 30, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 1398-83CHRISTOF G. ZUENDEL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Christof G. Zuendel against the City and County of San Francisco in the sum of \$76.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 12, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 1399-83

TIMOTHY A. JONG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Timothy A. Jong against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 3, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 1400-83

RICHARD V. GORTON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Richard V. Gorton against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 11, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 1401-83

NEWALL GILCHRIST

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Newall Gilchrist against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 28, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 1402-83

JUDY OR BOB APPLEBY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Judy or Bob Appleby against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 25, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 1403-83

SHIRLEY A. TWOHIG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Shirley A. Twohig against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 29, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION

MARA LYNN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mara Lynn against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident:

AYES:

RESOLUTION

ALICE J.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Alice J. against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident:

AYES:

RESOLUTION

LINDA I.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Linda I. against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident:

AYES:

RESOLUTION

MICHELLE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Michelle against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

RESOLUTION

SHARON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sharon against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

RESOLUTION

HERNANDEZ

RESOLUTION NO. 1404-83MARA LYNN FINERTY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mara Lynn Finerty against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 9, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 1405-83ALICE JULIAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Alice Julian against the City and County of San Francisco in the sum of \$38.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 26, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 1406-83LINDA BOWLES

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Linda Bowles against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 7, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 1407-83MICHELLE M. O'HARA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Michelle M. O'Hara against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 1, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 1408-83SHARON YEE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sharon Yee against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 3, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 1409-83HERMAN GOLDSTEIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Herman Goldstein against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 4, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 1410-83

DOUGLAS MOODY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Douglas Moody against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 7, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLUTION NO. 1411-83

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Sergeant Robert Hulsey	\$399.00	(Annual In-Service Training) (Conference of Bomb Technicians & Investigators) (Sacramento, California) (11/08/83 - 11/11/83)
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AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 1412-83

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Inspector George Matelli	\$368.00	(Introduction to Crime Analysis) (San Diego, California) (11/14/83 - 11/18/83)
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AYES: Commissioner Daly, Nelder, Toler, Murphy, Sanchez

SETTING OF DATE FOR HEARING OF RECRUIT OFFICER FRANCIS KANG, NORTHERN STATION

RESOLUTION NO. 1418-83

WHEREAS, the date to be set for the disciplinary hearing of Recruit Officer Francis Kang, Northern Station, was called it having been set for this date; and

WHEREAS, it was requested by Mr. Michael E. Gash, Attorney for the San Francisco Police Department, that the date for the hearing before the Police Commission be set for Wednesday, January 4, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Recruit Officer Francis Kang, Northern Station, is set for Wednesday, January 4, 1984, at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1464-83

SETTING OF DATE FOR HEARING OF POLICE OFFICER CLINT LOCY, INGLESIDE STATION - CONTINUED

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Clint Locy, Ingleside Station, was called it having been set for this date; and

WHEREAS, it was requested by Mr. Jerry Akins, Attorney for the San Francisco Police Department, that the date for the hearing before the Police Commission be set for February 8, 1984, therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Clint Locy, Ingleside Station, is set for Wednesday, February 8, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

REQUEST FOR A SUPPLEMENTAL APPROPRIATION TO FUND THE ADMINISTRATION OF ARTICLE 37 ("THE POLICE EMERGENCY ALARM ORDINANCE") OF MUNICIPAL CODE (POLICE CODE) -- APPROVED

RESOLUTION NO. 1388-83

RESOLVED, that the Police Commission hereby approves a request for a supplemental appropriation amounting to \$58,905. These funds will provide for two new clerical positions, effective January 11, 1984; one new Wang Archiving Work Station, one new Wang Printer; and related office expenses. The above will be used within the Police Department's Community Services Program, to administer Article 37 ("The Police Emergency Alarm Ordinance") of the Municipal Code (Police Code). The funding source will be "any legally available funds."

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

CHARTER AMENDMENT TO SECTION 8.343 TO PERMIT THE SUSPENSION OF MEMBERS PENDING HEARING OF CHARGES IN SERIOUS CASES AND THE SUSPENSION OF MEMBERS FOR THIRTY DAYS FOR DISCIPLINARY PURPOSES

RESOLUTION NO. 1387-83

WHEREAS, Charter Section 8.343 establishes the disciplinary process for members of the uniformed ranks of the police and fire departments, and

WHEREAS, the Charter does not provide for suspension of a uniformed officer pending hearing of charges in serious cases, and

WHEREAS, it is the determination of the Chief of Police and the Police Commission of the City and County of San Francisco that it is necessary to the efficient administration of the Police Department that the Chief of Police be empowered by the Charter to suspend uniformed members of the department for thirty days for disciplinary purposes, and

WHEREAS, it is the determination of the Chief of Police and the Police Commission of the City and County of San Francisco that it is necessary to the efficient administration of the Police Department that the Chief of Police be empowered by the Charter, to immediately suspend uniformed members of the department, without pay, pending hearing of charges before the Commission in serious cases, now therefore, be it

RESOLVED, that the Police Commission of the City and County of San Francisco does hereby request that the Board of Supervisors of the City and County of San Francisco submit to the voters and recommend for their adoption the attached amendment to Charter Section 8.343.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

HEARING OF POLICE OFFICER JEFFREY WILLIAMS, MISSION STATION (B)

RESOLUTION NO. 1420-83

The hearing of Police Officer Jeffrey Williams, Mission Station, was called it having been set for this date. Police Officer Jeffrey Williams was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Engaging in conduct which reflects discredit upon the Department (violation of Rule A-9 of General Order D-1, of the San Francisco Police Department.)

SPECIFICATION NO. 2

Engaging in conduct which reflects discredit upon the Department (violation of Rule A-9 of General Order D-1, of the San Francisco Police Department.)

SPECIFICATION NO. 3

Engaging in conduct which reflects discredit upon the Department (violation of Rule A-9 of General Order D-1, of the San Francisco Police Department.)

SPECIFICATION NO. 4

Engaging in conduct which reflects discredit upon the Department (violation of Rule A-9 of General Order D-1, of the San Francisco Police Department.)

in a properly verified complaint by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department.

and

WHEREAS, at the Police Commission meeting of Wednesday, November 30, 1983, Officer Jeffrey Williams, Mission Station, was terminated for violation of Specification No. 1 (FIRST AMENDED), violation of Rule A-2 of General Order D-1, violation of Specification No. 2, and violation of Rule A-9 of General Order D-1 of the San Francisco Police Department, effective Wednesday, November 30, 1983 from the San Francisco Police Department; and

WHEREAS, charges of violating Specifications No. 1, No. 2, No. 3 and No. 4, violation of Rule A-9 of General Order D-1 of the San Francisco Police Department, filed against Police Officer Jeffrey Williams, Mission Station, on motion by Commissioner Alfred J. Nelder, is to be continued off calendar; therefore be it

RESOLVED, that it is the order of the Police Commission that Specification No. 1, violation of Rule A-9 of General Order D-1; Specification No. 2, violation of Rule A-9 of General Order D-1; Specification No. 3, violation of Rule A-9 of General Order D-1 and Specification No. 4, violation of Rule A-9 of General Order D-1 of the San Francisco Police Department, be, and the same is hereby continued off calendar.

AYES: Commissioners Daly, Toler, Nelder, Murphy
ABSENT: Commissioner Sanchez

HEARING OF POLICE OFFICER MARK SOLOMON, RECORDS ROOM (B)

The hearing of Police Officer Mark Solomon, Records Room, was called it having been set for this date. Police Officer Mark Solomon was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Engaging in conduct which reflects discredit upon the Department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department.)

SPECIFICATION NO. 2

Engaging in conduct which reflects discredit upon the Department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department.)

SPECIFICATION NO. 3

Engaging in conduct which reflects discredit upon the Department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department.)

SPECIFICATION NO. 4

Engaging in conduct which reflects discredit upon the Department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department.)

In a properly verified complaint by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department.

Police Officer Mark Solomon appeared in person and was represented by Mr. Stephen Bruce Bley, Attorney at Law.

Mr. Jerry Akins, Attorney at Law, appeared on behalf of the San Francisco Police Department.

An opening statement was made by Mr. Jerry Akins, Attorney.

An opening statement was made by Mr. Stephen Bruce Bley, Attorney.

The following named witness was called by the Prosecution, was sworn and testified.

Mr. Peter Nardoza, City Hall

The following exhibits were entered into evidence by the Prosecution:

Exhibit #1 - Photo of Parking Area for Patrol Vehicles at the rear of Mission Police Station.

Exhibit #2 - Xerox copy of Booking Slip for Gregory Williams

Xerox copy of Booking Slip for Peter Nardoza

Exhibit #3 - Xerox copy of Booking Slip for Andre N. Miles

Exhibit #4 - Xerox copy of Booking Slip for Robert A. Gender

Exhibit #5 - Photo of large cell at Mission Police Station

After listening to testimony from the above party, the matter was continued to Wednesday, February 1, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

STATUS REPORT IN THE MATTER OF POLICE OFFICER KEVIN DEMPSEY, COMMUNICATIONS, SUPPORT SERVICES BUREAU

RESOLUTION NO. 1414-83

WHEREAS, the status report in the matter of Police Officer Kevin Dempsey, Support Services Bureau, Communications, was called it having been set for this date; and

WHEREAS, Mr. Stephen Bruce Bley, attorney for Officer Dempsey, requested a continuance in this matter; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Kevin Dempsey, Support Services Bureau, Communications, is set for Wednesday, December 14, 1983 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

STATUS REPORT IN THE MATTER OF POLICE OFFICER LEONARD JEONG, PROPERTY CONTROL

RESOLUTION NO. 1415-83

WHEREAS, the status report in the matter of Police Officer Leonard Jeong, Property Control, was called it having been set for this date; and

WHEREAS, Mr. Jerry Akins, attorney for the Police Department, requested a continuance in this matter; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Leonard Jeong, Property Control, is set for Wednesday, December 14, 1983 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

STATUS REPORT IN THE MATTER OF POLICE OFFICER MARTY WAY, PROPERTY CONTROL

RESOLUTION NO. 1416-83

WHEREAS, the status report in the matter of Police Officer Marty Way, Property Control, was called it having been set for this date; and

WHEREAS, it was requested by Mr. Jerry Akins, attorney for the San Francisco Police Department, requested a continuance in this matter; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Marty Way, Property Control, is set for Wednesday, December 14, 1983, in Room 551, Hall of Justice, at 5:30 p.m.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

POLICE OFFICER KEVIN DEMPSEY, COMMUNICATIONS, SUPPORT SERVICES BUREAU

RESOLUTION NO. 1413-83

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Kevin Dempsey, Communications, Support Services Bureau, as follows:

SPECIFICATION NO. 1

Failure to answer truthfully and without evasion questions propounded (a violation of Rule A-21 of General Order D-1 of the San Francisco Police Department).

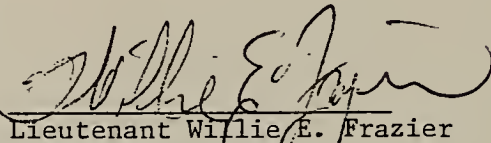
by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Kevin Dempsey, Support Services Bureau, Communications, is set for Wednesday, December 14, 1982 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

(THE ENTIRE PROCEEDINGS WERE TAKEN IN SHORTHAND FORM BY
MS LINDA PRANSKY, CSR)

THE MEETING WAS ADJOURNED AT 9:00 p.m.


Lieutenant Willie E. Frazier
Secretary
THE POLICE COMMISSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 50 Bryant Street, on Wednesday, December 14, 1983 at 1700 hours in Executive Session.

PRESENT: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

1. Attorney-Client Conference

Commissioner Sanchez presiding.

4 DECEMBER 1983

REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 512, Hall of Justice, 50 Bryant Street, on Wednesday, December 14, 1983 at 1730 hours in Regular Session.

PRESENT: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

APPROVAL OF CONSENT CALENDAR

RECOMMENDATION OF THE TRAFFIC BUREAU ON THE INSTALLATION OF ZONING FOR THE REGULATION OF TRAFFIC ON THE PUBLIC STREETS

1801 McALLISTER ST	(BAKER ST)	"CORNU COPIAE FOODS, INC.	GRANT
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At 1801 McAllister Street, INSTALL 22' Yellow Zone from 10' to 32' west of Baker Street on McAllister Street.

PERSIA ST	(MISSION ST)	"MISSION DENTAL LAB"	GRANT
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At 8 Persia Street, INSTALL 22' Special Truck Loading Zone from 30' to 52' west of Mission Street on Persia Street. Special Truck Loading Zone sign 7 am to 1 pm on Meter Per #20.

1000 3rd ST	(CHANNEL ST)	"TICK TOCK"	GRANT
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At 1000 3rd Street, INSTALL 72' Green Zone from the north property line 72' south.

25 LAKE ST	(ARGUELLO BLVD)	"St. JOHN's PRESBYTERIAN CHURCH"	GRANT
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At 25 Lake Street, INSTALL 22' White Zone from 4' to 26' east of the west property line. INSTALL 22' Blue zone from the east property line 22' west.

3998 18th ST	(NOE ST)	"7-ELEVEN STORE"	GRANT
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At 3998 18th Street, INSTALL 18' Yellow Zone from 18' to 36' east of Noe Street on 18th Street.

4156 24th ST (DIAMOND ST) "S.F.P.D." REVOKE

At 4156 24th Street, REVOKE 25' Green Zone from 4' to 29' west of the east property line.

650 POTRERO AV (18th ST) "S.F.P.D." REVOKE

At 650 Potrero Avenue, REVOKE 25' Yellow Zone from 59' to 84' north of the south building line.

1146 HARRISON ST (7th ST) "S.F.P.D." REVOKE

At 1146 Harrison Street, REVOKE 40' Yellow Zone from 105' to 145' east of west building line.

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 90 feet of green blue, and yellow zones at the parts of the City, at the location submitted be, and the same are hereby approved.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RECOMMENDATION OF THE CITY ATTORNEY FOR SETTLEMENT OF THE FOLLOWING CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO:

RESOLUTION NO. 1395-83

RONNIE WILLIAMS AND HIS ATTORNEY

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Ronnie Williams in the sum of \$24,975.00 in Superior Court Action No. 771-334, entitled Ronnie Williams, vs. City and County of San Francisco, et al as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 12-13, 1979

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1425-83

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of 50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 2, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

RESOLUTION NO. 1426-83ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of \$77.60 as the result of damages sustained be, and the same is hereby approved.

Date of Incident: September 6, 1983

AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

RESOLUTION NO. 1427-83ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of \$77.60 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 4, 1983

AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

RESOLUTION NO. 1428-83ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of \$77.60 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 18, 1983

AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

RESOLUTION NO. 1429-83ALL VEHICLE PARTS, INC.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of All Vehicle Parts, Inc. against the City and County of San Francisco in the sum of \$74.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 21, 1983

AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

RESOLUTION NO. 1430-83ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of \$59.20 as the

result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 20, 1983

AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

RESOLUTION NO. 1431-83

TERRANCE HAYES

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Terrance Hayes against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 27, 1983

AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

RESOLUTION NO. 1432-83

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of \$77.60 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 6, 1983

AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

RESOLUTION NO. 1433-83

DANIEL J. GUTIERREZ

RESOLVED, that the recommendation of the City Attorney for settlement of a claim of Daniel J. Gutierrez against the City and County of San Francisco in the sum of \$74.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 5, 1983

AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

RESOLUTION NO. 1434-83

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 15, 1983

AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

RESOLUTION NO. 1435-83ANGELA BERCEA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Angela Bercea against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 15, 1983

AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

RESOLUTION NO. 1436-83RICKEY T. HALL AND HIS ATTORNEY, MARVIN STENDER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Rickey T. Hall and his Attorney Marvin Stender, against the City and County of San Francisco in the sum of \$1,500.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 18, 1983

AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

POLICE COMMISSION REPORT

Commissioner Murphy advised the Chief of the inability of the Officers assigned at Grant Avenue and Sutter Street to adequately direct traffic in that area. She said it took her approximately 40 minutes just to traverse the square block in that area. She requested that he look into it and make the appropriate adjustment to alleviate the problem.

Commissioner Sanchez then said that the Police Commission did meet in Executive Session and no vote was taken.

CHIEF'S REPORT TO THE POLICE COMMISSION

No Report.

SETTING OF DATE FOR HEARING OF POLICE OFFICER KEVIN P. DEMPSEY, SUPPORT SERVICES BUREAU/COMMUNICATIONS (2)RESOLUTION NO. 1441-83

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Kevin P. Dempsey, Support Services Bureau/Communications, was called it having been set for this date; and

WHEREAS, on motion of Commissioner Alfred J. Nelder, that the date for the hearing before the Police Commission be set for Wednesday, February 29, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Officer Kevin. Dempsey, Support Services Bureau/Communications, is set for Wednesday, February 29, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

SETTING OF DATE FOR HEARING OF OFFICER LEONARD JEONG,
SUPPORT SERVICES BUREAU/PROPERTY CONTROL DIVISION

RESOLUTION NO. 1442-83

WHEREAS, the date to be set for the hearing of Police Officer Leonard Jeong, Support Services Bureau/Property Control Division, was called it having been set for this date; and

WHEREAS, on motion of Commissioner Alfred J. Nelder that the date for the hearing before the Police Commission be set for Wednesday, February 29, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Leonard Jeong, Property Control Division, is set for Wednesday, February 29, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

SETTING OF DATE FOR HEARING OF OFFICER MARTY WAY, SUPPORT
SERVICES BUREAU/PROPERTY CONTROL DIVISION

RESOLUTION NO. 1443-83

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Marty Way, Property Control Division, was called it having been set for this date; and

WHEREAS, on motion of Commissioner Alfred J. Nelder that the date for the hearing before the Police Commission be set for Wednesday, February 29, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Marty Way, Support Services Bureau/Property Control, is set for Wednesday, February 29, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

SETTING OF DATE FOR HEARING OF OFFICER KEVIN P. DEMPSEY,
SUPPORT SERVICES BUREAU/COMMUNICATIONS

RESOLUTION NO. 1444-83

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Kevin P. Dempsey, Support Services Bureau/Communications, was called it having been set for this date; and

WHEREAS, on motion of Commissioner Alfred J. Nelder that the date for the hearing before the Police Commission be set for Wednesday, February 29, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Kevin P. Dempsey, Support Services Bureau/Communications, is set for Wednesday, February 29, 1984 at 5:30 p.m. in Room 551,

AYES: Commissioners Daly, Toler, Nelder,
Murphy, Sanchez

REQUEST OF POLICE OFFICER CLINT LOCY, INGLESIDE STATION, FOR A LEAVE OF ABSENCE WITHOUT PAY FOR A PERIOD OF SIXTY (60) DAYS FROM NOVEMBER 25, 1983 TO JANUARY 24, 1984, INCLUSIVE PENDING HIS HEARING BEFORE THE POLICE COMMISSION.-
APPROVED

HEARING OF PATROL SPECIAL OFFICER RALPH C. LACEY, CENTRAL STATION.

RESOLUTION NO. 1445-83

WHEREAS, the hearing of Patrol Special Officer Ralph C. Lacey, Central Station, was called it having been set for this date; and

WHEREAS, it has been requested by Mr. Michael Gash, Attorney for the San Francisco Police Department, that the matter be continued to Wednesday, December 28, 1983; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Patrol Special Officer Ralph C. Lacey, Central Station is continued to Wednesday, December 28, 1983 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

STATUS REPORT IN THE MATTER OF OFFICER MARK PORTO, CENTRAL STATION.

RESOLUTION NO. 1446-83

WHEREAS, on June 1, 1983, the Police Commission in Resolution No. 661-83 ordered that Police Officer Mark Porto, Central Station, had violated Specification No. 1, Section II, Subsection A-1 of General Order B-1 of the San Francisco Police Department and because of said violation the Police Commission felt that he should be given seven months to lose a total of five (5) pounds each month from his current 238 pounds until he is down to a total of 208 pounds, which would then be in compliance with Section II, Subsection A-1 of General Order B-1; and

WHEREAS, if Officer Porto failed to lose the 30 pounds within the said seven-month period he shall be brought back before the Police Commission where a disciplinary penalty shall be imposed; and

WHEREAS, a Status Report in the matter of Police Officer Mark Porto was called, it having been set for this date; and

WHEREAS, it was brought to the attention of the Police Commission that Officer Porto had complied with the order of the Police Commission as written in Resolution No. 661-83; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer Mark Porto, Central Station, is now in compliance with Section II, Subsection A-1 of General Order B-1 and said charges filed against him for this violation, be, and the same are hereby dismissed.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

NOTIFICATION AND FILING OF CHARGES AGAINST POLICE
OFFICER DAVID ROSARIO, MISSION STATION. (2)

RESOLUTION NO. 1424-83

POLICE OFFICER DAVID ROSARIO, MISSION STATION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer David Rosario, Mission Station, as follows:

SPECIFICATION NO. 1

Failing to answer questions asked by a superior officer (violation of Rule A-21 of General Order D-1 of the San Francisco Police Department).

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer David Rosario Mission Station, is set for Wednesday, December 21, 1983, at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

CONTINUATION OF THE HEARING OF POLICE OFFICER
PATRICK O. BURKE, INGLESIDE STATION

The matter of the hearing of Police Officer Patrick O. Burke, Ingleside Station, was called it having been continued from the meeting of October 26, 1983.

Police Officer Patrick O. Burke appeared in person and was represented by Mr. Stephen Bruce Bley, attorney at law.

Mr. Jerry Akins, attorney at law, appeared as Prosecutor for the Police Department.

An opening statement was made by Attorney Akins.

An opening statement was made by Attorney Bley.

The following witnesses were called by the Defense, were sworn, and testified:

Officer Clifford P. Java
Ingleside Station

Officer Patrick O. Burke
Ingleside Station

The following exhibit was entered into evidence by the Defense:

Exhibit F - One (1) photograph of Officer No. 1552
the booking counter window of Ingleside Station.

The following rebuttal witness appeared for the Prosecution, was sworn, and testified:

Captain John J. Jordan
Ingleside Station

Closing statements were made by both the Prosecuting and Defense attorneys.

The Commission took the matter under submission, after which the following resolution was adopted:

RESOLUTION NO. 1419-83

DECISION _ HEARING OF POLICE OFFICER PATRICK O. BURKE, INGLESIDE STATION

WHEREAS, on May 12, 1983, Cornelius P. Murphy, Chief of Police of the San Francisco Police Department, made and served charges against Police Officer Patrick O. Burke as follows:

SPECIFICATION NO. 1

- (a) At all times herein mentioned, Patrick O. Burke, Star No. 2167, was and is a police officer employed by the San Francisco Police Department and assigned to Ingleside Station;
- (b) As a police officer, Officer Burke (hereinafter, the accused) was and is responsible for knowing and obeying the rules, orders, and procedures of the San Francisco Police Department;
- (c) On April 18, 1983, the accused was on duty and assigned to patrol car duty on the 1600 - 2400 hours watch at Ingleside Station;
- (d) At or about 2245 hours on April 18, 1983, the accused and his partner, Officer Louis Cassanego, Star No. 146, observed an altercation at or near the intersection of Broad and Plymouth Streets in San Francisco;
- (e) The accused and Officer Cassanego quelled the altercation and then transported two (2) of the combatants in their patrol car to Ingleside Station;
- (f) After arrival at the station, one subject was released while it was determined that the other subject was wanted for a traffic warrant;
- (g) When the subject with the traffic warrant was unable to arrange bail, the accused brought the subject to the booking counter for booking;
- (h) The accused then secured each of the subject's arms to separate eye screws with handcuffs;
- (i) When the subject questioned the procedures and degree of restraint, the accused, without lawful justification or excuse, struck the subject about the head;
- (j) By striking the subject without lawful justification or excuse, the accused used unnecessary force and thus engaged

in conduct which reflects discredit upon the department which constitutes a violation of Rule A-9 of General Order D-1 of the San Francisco Police Department which states:

"Any breach of the peace neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department, thought efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures shall be considered unofficer-like conduct triable and punishable by the Board."

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on October 26, 1983 the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Police Officer Patrick O. Burke as contained in Specification No. 1, violation of Rule A-9 of General Order D-1 of the San Francisco Police Department are not sustained by the evidence presented in the hearing; therefore be it

RESOLVED, that it is the order of the Police Commission that Officer Patrick O. Burke has not violated Specification No. 1, Rule A-9 of General Order D-1, but his commanding officer shall order him to be retrained at the Police Academy in regard to booking and searching of prisoners for whatever period of time necessary for him to become proficient in such techniques.

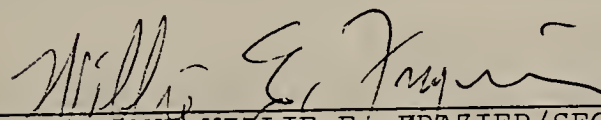
AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

(THE ENTIRE PROCEEDINGS WERE TAKEN IN SHORTHAND FORM BY MS. LINDA PRANSKY, CSR).

Recesses taken during the hearing of Officer Patrick O. Burke:

1942 hours to 1947 hours
2017 hours to 2035 hours

THE MEETING WAS THEN ADJOURNED AT 8:40 P.M. IN MEMORY OF FORMER DEPUTY CHIEF MORTIMER MCINERNEY



LIEUTENANT WILLIE E. FRAZIER/SECRETARY
THE POLICE COMMISSION

21 DECEMBER 1983

REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, December 21, 1983 at 1730 hours, in Regular Session.

PRESENT: Commissioners Nelder, Toler, Sanchez

ABSENT: Commissioners Daly, Murphy

APPROVAL OF CONSENT CALENDARRECOMMENDATION OF THE TRAFFIC BUREAU ON THE INSTALLATION OF ZONING FOR THE REGULATION OF TRAFFIC ON THE PUBLIC STREETS.1247 9TH AV (LINCOLN WAY) "PARTS PLACE INTERNATIONAL" GRANT

At 1247 9th Avenue, INSTALL 24' Special truck loading zone from the north property line 24' south.

939 IRVING ST (25TH ST) "KATHY MICHIELS SCHOOL" GRANT

At 1335 Guerrero Street, INSTALL 29' white zone from 15' to 44' south of the north property line of 1335 Guerrero

444 GROVE (GOUGH ST) "GARMESON GLASS & METAL" GRANT

At 444 Grove, INSTALL 26' yellow from the west property line 26' east.

150 EXECUTIVE PARK BLVD. (EXECUTIVE PARK BLVD) GRANT
"CAMPEAU CORP. CALIFONRIA"

At 150 Executive Park Blvd. INSTALL 76' yellow zone from 88' to 164' east of the west property line CUT OUT curves to be painted red.

3301 BALBOA (34TH AVE) "LYCEE FRANCAIS OF SAN FRANCISCO" GRANT

At 3301 Balboa, INSTALL 42' SPECIAL PASSENGER ZONE from 4' to 46' west of 34th Ave. SPECIAL PASSENGER ZONE 8am-9am and 3pm-4pm signs to be installed on meters 3301 & 3303.

141 STEUART (MISSION ST) "UMBERTO'S RESTAURANT" GRANT

At 141 Steuart Street, INSTALL 18' white zone from 18' to 36' south of the north building line (right angle parking).

3216 MISSION (VALENCIA ST) "GOLD COAST PRODUCE CO." GRANT

At 3216 Mission Street, INSTALL 22' SPECIAL TRUCK LOADING ZONE from 106' - 128' south of Valencia sign to be installed on meter MIS 3218 STLZ 7am-11am

310 PACIFIC ST (BATTERY ST) "BALI'S" GRANT

At 310 Pacific Street, INSTALL 18' white zone from 11' to 29' west of Battery - install sign on meter #304 SPECIAL PASSENGER ZONE from 11am-2pm & 5pm-2am.

290 TOWNSEND (3RD STREET) "ELECTRICAL APPLIANCE PARTS" GRANT

At 290 Townsend Street, REVOKE 66' green from 34'-100' west of the east property line. INSTALL 66' yellow from 34'-100' west of the east property line.

418 CASTRO ST (MARKET STREET) GRANT

At 418 Castro Street, REVOKE 20' yellow zone from 120' to 140' south of Market. INSTALL 44' SPECIAL TRUCK LOADING ZONE from 120' to 164' south of Market STLZ 7am-6pm.

610 TOMPKINS (BANKS) "PAUL REVERE SCHOOL" REVOKE

At 610 Tompkins, REVOKE 50' of white zone from 49' to 99' east of Banks - leave 40' of existing white zone.

1201 LARKIN STREET (BUSH ST) REVOKE

At 1201 Larkin Street, REVOKE 80' yellow from 10' to 90' north of Bush Street.

1314 POST STREET (FRANKLIN STREET) REVOKE

At 1314 Post Street, REVOKE 40' green from 10' west line of building.

1519 O'FARRELL STREET (HOLLIS ST.) REVOKE

At 1519 O'Farrell Street, REVOKE 66' white from 24' to 90' west of Hollis Street.

1319 O'FARRELL STREET (HOLLIS ST) REVOKE

At 1319 O'Farrell Street, REVOKE 22' blue zone from north property line 22' south.

240 PAGE STREET (OCTAVIA STREET) REVOKE
"THE CHURCH OF THE LIVING GOD"

At 240 Page Street, REVOKE 22' white zone from west property line 17' to 39'. ACTUAL dimension:

270 NOE STREET (16TH STREET) REVOKE

At 270 Noe Street, REVOKE 36' yellow from 9' to 45' south of the north line. INSTALL two 1 hour meters.

1661 FILLMORE STREET (POST STREET) REVOKE
"FILLMORE STREET MERCHANTS"

At 1661 Fillmore Street, REVOKE 42' of existing white zone from 15' to 57' east of Fillmore - leaves 22' white zone from 57' to 79' east of Fillmore - meters to be installed.

1345 TAYLOR STREET (WASHINGTON STREET) REVOKE

REVOKE 22' white from 20' to 42' north of the south property line.

307 SOUTH VAN NESS AVE (14TH STREET) REVOKE
"PNEUMATIC & ELECTRIC TOOL"

At 307 South Van Ness Avenue, REVOKE 27' green south of north line of building.

2300 LAGUNA STREET (WASHINGTON ST) REVOKE
"APARTMENT BUILDING"

REVOKE 20' yellow from 83' to 103' north of Washington.

125 EXCELSIOR (LONDON STREET) REVOKE
"SFUSD (Excelsior School)"

REVOKE 93' white zone, from 10' to 118' east of London (15' gas in the middle to allow for a driveway).

2424 LOMBARD (SCOTT) REVOKE

REVOKE 22' yellow from west property line 22'

RECOMMENDATION OF THE CITY ATTORNEY OF THE FOLLOWING
CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 1394-83

H. STEPHEN WILLIS AND HIS ATTORNEY

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of H. Stephen Willis in the sum of \$100,000.00 in Superior Court Action No. 764-211, entitled "H. Stephen Willis vs. City and County of San Francisco, a municipal corporation et al., "as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 21, 1979

AYES: Commissioners Daly, Nelder, Toler, Murphy,
Sanchez

RESOLUTION NO. 1447-83

ALISON E. M. LOW

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Alison E. M. Low against the City and County of San Francisco in the sum of \$59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 18, 1983

AYES: Commissioners Nelder, Toler, Sanchez
ABSENT: Commissioners Daly, Murphy

RESOLUTION NO. 1448-83

JACINTO J. FONSELA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jacino J. Fonsela against the City and County of San Francisco in the sum of \$55.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 9, 1983

AYES: Commissioners Nelder, Toler, Sanchez
ABSENT: Commissioners Daly, Murphy

RESOLUTION NO. 1448-83

TERI VOLLNOGLE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Teri Vollnogle against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 2, 1983

AYES: Commissioners Nelder, Toler, Sanchez
ABSENT: Commissioners Daly, Murphy

RESOLUTION NO. 1450-83

FOLAKE WILLIAMS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Folake Williams against the City and County of San Francisco in the sum of \$50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 2, 1983

AYES: Commissioners Nelder, Toler, Sanchez
 ABSENT: Commissioners Daly, Murphy

RESOLUTION NO. 1451-83

CHARLES H. CHRISTIANSEN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Charles H. Christiansen against the City and County of San Francisco in the sum of \$35.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 30, 1983

AYES: Commissioners Nelder, Toler, Sanchez
 ABSENT: Commissioners Daly, Murphy

RESOLUTION NO. 1452-83

STEPHEN ASHTON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Stephen Ashton against the City and County of San Francisco in the sum \$50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 10, 1983

AYES: Commissioners Nelder, Toler, Sanchez
 ABSENT: Commissioners Daly, Murphy

RESOLUTION NO. 1453-83

DANNY HAROLD WILSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Danny Harold Wilson against the City and County of San Francisco in the sum of \$10.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 14, 1983

AYES: Commissioners Nelder, Toler, Sanchez
 ABSENT: Commissioners Daly, Murphy

RESOLUTION NO. 1454-83

GRANT R. NEWLAND

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Grant R. Newland against the City and County of San Francisco in the sum of \$312.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 14, 1983

AYES: Commissioners Nelder, Toler, Sanchez
 ABSENT: Commissioners Daly, Murphy

RESOLUTION NO. 1455-83

SEAWAY LEASING

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Seaway Leasing

against the City and County of San Francisco in the sum of \$104.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 23, 1983 .

AYES: Commissioners Nelder, Toler, Sanchez

ABSENT: Commissioners Daly, Murphy

RESOLUTION NO. 1456-83

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of \$77.60 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 13, 1983

AYES: Commissioners Nelder, Toler, Sanchez

ABSENT: Commissioners Daly, Murphy

RESOLUTION NO. 1457-83

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of \$77.60 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 7, 1983

AYES: Commissioners Nelder, Toler, Sanchez

ABSENT: Commissioners Daly, Murphy

RESOLUTION NO. 1458-83

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of \$27.60 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 3, 1983

AYES: Commissioners Nelder, Toler, Sanchez

ABSENT: Commissioners Daly, Murphy

RESOLUTION NO. 1459-83

JOSEPH SHOUA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of \$50.00 as the result of a faulty tow.

Date of Incident: October 7, 1983

AYES: Commissioners Nelder, Toler, Sanchez

ABSENT: Commissioners Daly, Murphy

POLICE COMMISSION REPORT

Commissioner Sanchez said that as he reflects back it is sometimes difficult to think about where the Department was in 1980 as to where it is now as you look at all of those major programs and re-training needs, whether it is from the response time, to the foot patrol, or to all of the others the Mayor cited in her report as it was of such significance that it could not have been in any other way. But as far as the Chief is concerned the Commission shares the pride and thanks to the Chief and the men and women of the Department for without the day to day efforts of the members who make sure that the city operates, as far as police safety, the accomplishments made by the Department would have never happened.

Commissioner Nelder then moved that the recognition and honor given to the Chief as manager of the year under the MBO Award for the year 1983 be entered into the minutes. Seconded by Commissioner Toler and unanimously approved.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy gave an overview of the traffic problems on Stockton Street and also called upon Sgt. J. Newlin to advise the Commission on what the Department is undertaking. Regarding traffic matters, Sergeant John Newlin of the Traffic Survey Division stated that the traffic problem in the Stockton Street downtown area relates directly to the turn of parking over space. He said they have been working with DMV and in the five block area between Broadway and Sacramento they have noted in one-day 15 DP placards. He said they have heard rumors that those placards are for sale in the Chinatown area and even other places around the city. He said he thinks that with picking on the trucks who use the area for auxilliary warehouses on the street double parking and a crack down on those counterfeit placards will solve the problem.

APPROVAL OF MINUTES

Approval of Minutes of Meetings of July 20, July 27, August 3 and August 10, 1983, the Commissioners having received, amended and approved copies of same.

RESOLUTION NO. 1461-83

RECOMMENDATION OF THE CHIEF OF POLICE THAT MR. MICHELE DIPILLA'S REQUEST TO INCREASE THE PASSENGER CAPACITY OF HIS JITNEY BUS FROM TWELVE (12) TO FIFTEEN (15) PASSENGERS - APPROVED.

WHEREAS, Mr. Michele Dipilla requested by letter a hearing before the Police Commission for permission to increase his passenger capacity from twelve (12) passengers to fifteen (15) passengers; and

WHEREAS, the Police Commission, after hearing a favorable report from the Police Department's Permit Bureau regarding Michele Dipilla's capability of increasing his passenger capacity and of having purchased the appropriate amount of insurance to cover such increase approves Mr. Michele Dipilla's request; therefore be it

RESOLVED, that it is the order of the Police Commission that the request of Michele Dipilla for permission to increase his jitney bus passenger capacity from twelve (12) passengers to fifteen (15) passengers, be, and the same is hereby approved.

RESOLUTION NO. 1462-83SETTING OF DATE FOR HEARING OF POLICE OFFICER DAVID R. ROSARIO,
MISSION STATION

WHEREAS, on December 21, 1983, Cornelius P. Murphy, Chief of Police, made and served charges against Police Officer David R. Rosario, Mission Station, as follows:

SPECIFICATION NO. 1

Failing to answer questions asked by a superior officer (violation of Rule A-21 of General Order D-1 of the San Francisco Police Department).

and

WHEREAS, the Police Commission set Wednesday, December 21, 1983 as the date for the setting of the date for the hearing on charges filed against Police Officer David R. Rosario; and

WHEREAS, Chief of Police Cornelius P. Murphy announced that the Police Department was in receipt of the resignation of Police Officer David R. Rosario from the San Francisco Police Department, said resignation effective December 15, 1983, which resignation was accepted with the condition that the services of Police Officer David R. Rosario have been unsatisfactory and that he does not resign in good standing; therefore be it

RESOLVED, that the charges of violating the Rules and Procedures of the San Francisco Police Department filed against Police Officer David Rosario, be, and the same are hereby continued off calendar.

AYES: Commissioners Nelder, Toler, Sanchez
ABSENT: Commissioners Daly, Murphy

MEMORANDUM OF UNDERSTANDING

Commissioner Sanchez said the San Francisco Police Officers Association had requested a meet and confer on the Memorandum of Understanding and said they should be advised that the Commission will entertain that request on the Commission Calendar of January 4, 1984, for setting of a date for a meet and confer at that time.

RESOLUTION NO. 1463-83HEARING OF POLICE OFFICER DAVID ROSARIO, MISSION STATION

WHEREAS, on October 26, 1983 Cornelius P. Murphy, Chief of Police, made and served charges against Police Officer David R. Rosario, Mission Station, as follows:

WHEREAS, Chief of Police Cornelius P. Murphy announced that the Police Department was in receipt of the resignation of Police Officer David R. Rosario from the San Francisco Police Department, said resignation effective December 15, 1983, which resignation was accepted with the condition that the services of Police Officer David R. Rosario have been unsatisfactory and that he does not resign in good standing; therefore be it

RESOLVED, that the charges of violating the Rules and Procedures of the San Francisco Police Department filed against Police Officer David R. Rosario, be, and the same are hereby continued off calendar.

AYES: Commissioners Nelder, Toler, Sanchez
ABSENT: Commissioners Daly, Murphy

RESOLUTION NO. 1460-83

REQUEST OF THE CHIEF OF POLICE TO DEFER TEN (10) VACATION DAYS ALLOTTED DURING CALENDAR YEAR 1983 TO CALENDER YEAR 1984


RESOLVED, that the request of the Chief of Police to defer ten (10) vacation days allotted him during the calendar year 1983 to the calendar year 1984, be, and the same is hereby approved.

AYES: Commissioners Toler, Nelder, Sanchez
ABSENT: Commissioners Daly, Murphy

Commissioner Nelder said that since this is the last meeting of the Commission for this year he would like to, on behalf of the Commission, wish everyone a Merry Christmas and a Happy and healthy New Year and hopefully the Commission's good wishes went out to the troops who have all done a good job and he felt sure they would continue to do so.

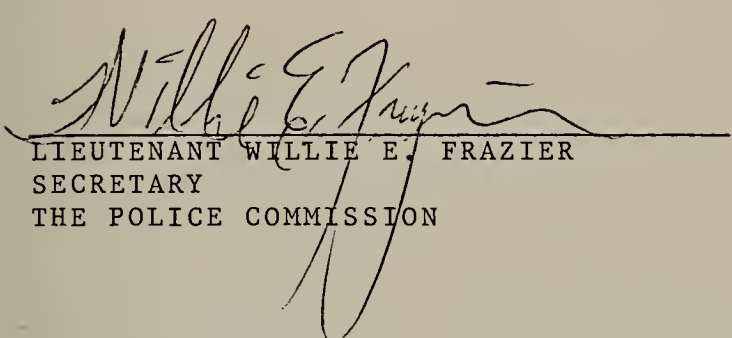
Commissioner Sanchez said the Commission concurs with Commissioner Nelder's good wishes and he said he would also add that he would like also, on behalf of the Commission, to thank the members of the press who, this year in particular, have highlighted some of the many positive activities of the Department pertaining to a number of special stories and coverage we have been getting on the Awards Ceremonies which members of the Department do appreciate. He also said the Commission wishes the press and their families a very happy Christmas season and New year.

THE MEETING WAS THEN ADJOURNED AT 6:00 P.M.



WILLIE E. FRAZIER
SECRETARY
POLICE COMMISSION

THE POLICE COMMISSION MEETING OF DECEMBER 28, 1983
WAS CANCELLED



LIEUTENANT WILLIE E. FRAZIER
SECRETARY
THE POLICE COMMISSION

